STATUTORY INSTRUMENTS

1975 No. 407

PACIFIC ISLANDS

The British Solomon Islands Protectorate (Entitled Officers) (Amendment) Order 1975

Made - - - -	18*th March* 1975
Laid before Parliament	25*th March* 1975
Coming into Operation	15*th April* 1975

At the Court at Buckingham Palace, the 18th day of March 1975

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of all the powers in that behalf by the Foreign Jurisdiction Act 1890(**a**) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation and Commencement

1.—(1) This Order may be cited as the British Solomon Islands Protectorate (Entitled Officers) (Amendment) Order 1975 and shall be construed as one with the British Solomon Islands Protectorate (Entitled Officers) Order 1971(**b**) (hereinafter referred to as " the principal Order ").

(2) The principal Order and this Order may be cited together as the British Solomon Islands Protectorate (Entitled Officers) Orders 1971 and 1975.

(3) This Order shall come into operation on 15th April 1975.

Interpretation

2. The Interpretation Act 1889(**c**) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament of the United Kingdom.

Amendment of Principal Order

3. The principal Order shall have effect and be deemed always to have had effect as if—

(*a*) after paragraph 1(3) of the Schedule there was added the following paragraph, that is to say—

" 1(3)A. Where an entitled officer is serving or has served in the British Service of the New Hebrides and the appropriate law applies to him in respect of such service, the provisions of this Schedule which

(**a**) 1890 c. 37. (**b**) S.I. 1971/870 (1971 II, p. 2545). (**c**) 1889 c. 63.

relate to the award of pensions, gratuities and other like benefits shall apply to him as though he were an entitled officer for the purposes of this Order, during such service." ;

(*b*) at the end of paragraph 1(4) of the Schedule the full stop was deleted, a semi-colon was substituted therefor and there were added the following words—

" and where an officer had served in the public service and was transferred to the public service of the Gilbert and Ellice Islands or to the British Service of the New Hebrides before the operative date, the provisions set out in paragraph 2A of the First Annex to this Schedule shall apply to that officer if he became an entitled officer there under the appropriate Order." ;

(*c*) at the end of paragraph 1(*c*) of the First Annex of the Schedule the full stop was deleted, a comma was substituted therefor and there were added the following words—

" subject to the modifications in paragraph 2A of this Annex in respect of any officer to whom the provisions of that paragraph apply." ;

(*d*) after paragraph 2 of the First Annex of the Schedule there was added the following paragraph, that is to say—

" 2A. Where an officer who had served in the public service and was transferred to the public service of the Gilbert and Ellice Islands or to the British Service of the New Hebrides before the operative date and retires from that public service in circumstances in which he is permitted to retire on pension under the appropriate Order, the provisions of paragraph 11(2)(*b*) of this Schedule shall apply to him as though he had become an entitled officer for the purposes of this Order.".

N. E. Leigh

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order amends the British Solomon Islands Protectorate (Entitled Officers) Order 1971 to ensure that certain entitled officers who had been transferred between territories in the Western Pacific before 1st April 1969 are not denied commutation benefits conferred by the scheme but omitted to be conferred by the British Solomon Islands Protectorate (Entitled Officers) Order 1971 and to ensure that certain officers who were subject to the pensions laws applying in the British Solomon Islands Protectorate during service in the British Service of the New Hebrides are not denied special retirement benefits.

SI 1975/407
ISBN 0-11-050407-0

