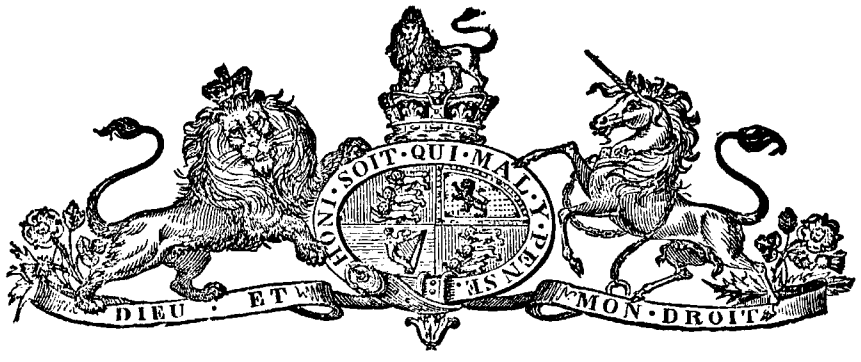


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CAP. LXVIII.

An Act to enable the Ecclesiastical Commissioners for *England* to grant Superannuation Allowances to Persons employed in their Service.

[29th *June* 1865.]

WHEREAS it is expedient that Provision should be made for granting Superannuation Allowances to Officers, Clerks, and other Persons on the permanent Establishment of the Ecclesiastical Commissioners for *England*, as in other Departments of the Public Service: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Power to Commissioners, out of their Common Fund, to grant retired Allowances.

1. Subject to the Exceptions and Provisions herein-after contained, it shall be lawful for the said Commissioners to pay out of their Common Fund Allowances on Retirement to Persons who shall have served in an established Capacity in the permanent Service of the Commissioners, not exceeding the following Scale; *viz.*,

To any Person who shall have served Ten Years and upwards and under Eleven Years, an annual Allowance of Ten Sixtieths of the annual Salary and Emoluments of his Office:

For Eleven Years and under Twelve Years, an annual Allowance of Eleven Sixtieths of such Salary and Emoluments; and in like Manner a further Addition to the annual Allowance of One Sixtieth in respect of each additional Year of such Service until the Completion of a Period of Service of Forty Years, when the annual Allowance of Forty Sixtieths may be granted; and no Addition shall be made in respect of any Service beyond Forty Years.

Power to grant Gratuities in certain Cases where Officials not entitled by Length of Service to Superannuation.

2. It shall be lawful for the Ecclesiastical Commissioners to grant to any Person in their Service who being the Holder of an Office in respect of which a Superannuation Allowance may be granted, but not having completed the Period which would have entitled him to a Superannuation Allowance, is compelled to quit their Service by reason of severe bodily Injury occasioned, without his own Default, in the Discharge of his Duty, a Gratuity not exceeding Three Months Pay for every Two Years Service, or a Superannuation Allowance not exceeding Ten Sixtieths of the annual Salary and Emoluments of his Office, or to any such Person as aforesaid who is constrained from Infirmity of Mind or Body to leave the Service of the Commissioners before the Completion of the Period which would entitle him to a Superannuation Allowance, such Sum of Money by way of Gratuity as the said Commissioners shall think proper, but so that no Gratuity shall exceed the Amount of One Month's Pay for each Year's Service.

No Superannuation to be granted unless approved by Treasury.

3. No Superannuation or Compensation Allowance or Gratuity under this Act shall be granted to any Person until the Application with the Certificate and Award of the said Commissioners shall have been submitted to and approved of by the Commissioners of the Treasury; provided also, that if any Question shall arise as to the Claim of any Person for Superannuation under this Act it shall be referred to the Commissioners of the Treasury, whose Decision shall be final.

Restrictions as to Grant of full Superannuation Allowance.

4. It shall not be lawful for the said Commissioners to grant the full Amount of Superannuation Allowance which can be granted under this Act to any Person, other than the Secretary, unless upon Production of a Certificate signed by the Secretary that such Person has served with Diligence and Fidelity to the Satisfaction of the Commissioners; provided that the said Commissioners may grant to any Person any such Allowance of less Amount than otherwise would have been awarded to him where his Defaults or Demerit may appear to them to justify such Diminution.

5. In

Under special Circumstances an Increase may be made to regular Superannuation Allowance.

5. In computing the Amount of Superannuation Allowance to be granted to any Person under the Provisions of this Act, it shall be lawful for the said Commissioners, under special Circumstances, to be stated to the Lords Commissioners of Her Majesty's Treasury, to direct that any Number of Years not exceeding Ten Years in the whole be added to the Number of Years during which such Person may have actually served.

Superannuation not to be granted to Persons under 60, except upon Medical Certificate

6. It shall not be lawful to grant any Superannuation Allowance under the Provisions of this Act to any Person who shall be under Sixty Years of Age, unless upon Medical Certificate to the Satisfaction of the said Commissioners that he is incapable, from Infirmity of Mind or Body, to discharge the Duties of his Situation, and that such Infirmity is likely to be permanent.

Where Superannuation granted to any Person under 60, he shall be liable to be recalled to Service.

7. Every Person to whom a Superannuation or Compensation Allowance shall have been granted before he shall have attained the Age of Sixty Years shall, until he shall have attained that Age, be liable to be recalled into the Service of the said Commissioners; and if he shall decline, when called upon, to take upon him any Office or Situation, being equal in Emolument to that which he formerly held, or shall neglect to perform the Duties thereof satisfactorily, being in a competent State of Health, he shall forfeit his Right to the Allowance which had been granted to him.

None but Secretary to be deemed in Service of Commissioners unless admitted with a Certificate from Civil Service Commissioners, &c.

8. No Person hereafter to be appointed, not being the Secretary, shall be deemed to be in the Service of the said Commissioners for the Purposes of this Act unless he shall have been admitted into the Service of the said Commissioners with a Certificate from the Civil Service Commissioners, or unless he shall have been transferred from a Situation in the Civil Service entitling him to Superannuation under the Superannuation Act of 1859.

Return of Superannuations to be inserted in Annual Report.

9. A Return of all Superannuation or Compensation Allowances and Gratuities made during the Year under this Act, setting forth in each Case the Length of Service, the Salary and the Allowance awarded, shall be inserted by the Commissioners each Year in their annual Report to the Secretary of State.

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