The Fire Services (Pensionable Employment) (Scotland) (No. 2) Regulations, 1948

1948 No. 2688 (S. 198)

Made - - - -	*10th December*, 1948
Laid before Parliament	*13th December*, 1948
Coming into Operation	*22nd December*, 1948

In exercise of the powers conferred on me by section twenty-eight of the Fire Services Act, 1947(**a**), I hereby make the following Regulations.

1. These Regulations may be cited as the Fire Services (Pensionable Employment) (Scotland) (No. 2) Regulations, 1948, shall come into operation on the twenty-second day of December, 1948, and shall apply to Scotland only.

2. The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

3.—(1) Where not later than twelve months after the appointed day under the Fire Services Act, 1947(**a**), a member of a fire brigade maintained under the provisions of the said Act, retires with the consent of the fire authority which employs him from the fire brigade in which he is employed in order to enter upon employment in the civil service of the Crown, this Regulation shall apply to him if he makes application to that effect in writing to the department of the civil service of the Crown in which he becomes employed and if his application is approved by the Secretary of State.

(2) Any person to whom this Regulation applies shall be deemed for the purposes of the Superannuation Acts, 1834 to 1946, to have performed a period of continuous service in an established capacity in the civil service of the Crown within the meaning of the said Acts ending immediately before the date on which he entered upon employment in the civil service of the Crown equal to one and one third times the period of pensionable service which he is entitled to reckon at that date for the purposes of the Firemen's Pension Scheme Order, 1948(**c**), and his rights under the said Order shall thereupon cease.

4. In respect of a person to whom Regulation 3 applies, there shall be made to the Secretary of State by the fire authority which last employed the said person before he entered upon employment in the civil service of the Crown a payment in respect of his previous service of such amount as the Secretary of State may, with the approval of the Treasury, determine.

Arthur Woodburn,
One of His Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh 1.
10th December, 1948.

EXPLANATORY NOTE

(*This Note is not part of the Regulations, but is intended to indicate their general purport.*)

Under these Regulations a member of a local authority fire brigade is enabled on entering the civil service to reckon his pensionable service under the Firemen's Pension Scheme Order for the purposes of the Superannuation Acts, and provision is made for a payment in respect of his previous pensionable service to be made by his former fire brigade authority to the Secretary of State.

(**a**) 10 & 11 Geo. 6. c. 41. (**b**) 52 & 53 Vict. c. 63.
(**c**) S.I. 1948 No. 604, p. 1091 below.