EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

Articles 2 and 3 extend the entitlement of a widow or child to a special pension or allowance where the fireman dies as the result of an injury received before the appointed day. The amendments contained in paragraphs (1) and (2) of Article 4, and Articles 5, 9, 11 and 15 provide that certain back service shall count for pension purposes on the fireman undertaking within a prescribed period to make prescribed payments instead of under the existing scheme on his making those payments. Paragraph (3) of Article 4 widens the discretion of the Secretary of State to include as pensionable service more than three-quarters of the back service of a fireman to whom paragraph (6) of Article 15 of the Firemen's Pension Scheme, 1948, applies; and Articles 8 and 10 allow a fire authority to count certain back service in the case of a fireman to whom the National Fire Service (Preservation of Pensions) (Police Firemen) Regulations, 1941, applied. Article 12 secures a reduction in the pension award in all cases where reduced contributions are payable. Article 16 adds a Fifteenth Schedule providing for the calculation of sums payable by the Secretary of State and fire authorities in respect of previous service. Articles 1, 6, 7, 13 and 14 are consequential and drafting amendments.

The Firemen's Pension Scheme (No. 3) Order, 1949

1949 No. 2160

Made - - - -	*21st November,* 1949
Laid before Parliament	*23rd November,* 1949
Coming into Operation	*On the day after the Order is laid before Parliament.*

In exercise of the powers conferred on me by section twenty-six of the Fire Services Act, 1947(a), and of all other powers enabling me in that behalf, I hereby, with the approval of the Treasury and after consultation with the Central Fire Brigades Advisory Council and the Scottish Central Fire Brigades Advisory Council, make the following Order:—

1. After Article 48 of the Firemen's Pension Scheme, 1948, set out in the Appendix to the Firemen's Pension Scheme Order, 1948(b), there shall be inserted the following Article:—

"48A.—(1) This Scheme shall not apply in relation to a member of a fire brigade who is an auxiliary fireman.

(2) In this Article the expression 'auxiliary fireman' means a member of a fire brigade who is enrolled for service therein which is restricted except in a war emergency to such duties as are desirable for training."

(a) 10 & 11 Geo. 6. c. 41. (b) S.I. 1948 (No. 604) I, p. 1091.

2. This Order may be cited as the Firemen's Pension Scheme (No. 3) Order, 1949, and shall come into operation on the day after the day on which it shall have been laid before both Houses of Parliament.

J. Chuter Ede,
One of His Majesty's Principal Secretaries of State.

We approve,

Wm. Hannan,
Richard Adams,
Two of the Lords Commissioners of His Majesty's Treasury.

21st November, 1949.

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5. RANKS AND CONDITIONS OF SERVICE

(1) *England.* | (2) *Scotland*, p. 1681.

(1) ENGLAND

The Fire Services (Ranks and Conditions of Service) Regulations, 1949

1949 No. 624

Made - - - -	29*th March*, 1949
Laid before Parliament	30*th March*, 1949
Coming into Operation	31*st March*, 1949

In pursuance of the powers conferred on me by paragraphs (*a*) and (*b*) of subsection (1) of section seventeen of the Fire Services Act, 1947(a), I hereby make the following Regulations :—

1.—(1) At the end of sub-paragraph (1) of paragraph 2 of Part I of the Fourth Schedule to the Fire Services (Ranks and Conditions of Service) Regulations, 1948(b), there shall be added the following proviso :—

" Provided that an officer, who either was transferred to a brigade from the National Fire Service or, having been discharged from that Service on the thirty-first day of March, 1948, joined a brigade on the first day of April, 1948, and has, since the first day of April, 1948, served continuously in a brigade, shall, if on the thirty-first day of March, 1948, he was entitled to a rate of pay higher than or equal to the maximum in the fourth column of the said Table opposite to the rank he held on the thirty-first day of March, 1949, be entitled so long as he holds that rank to pay at that maximum rate."

(2) For sub-paragraph (2) of the said paragraph 2 there shall be substituted the following sub-paragraph :—

" (2) The proviso to sub-paragraph (1) of this paragraph shall, subject to paragraph 5A of this Part of this Schedule, not apply to an officer while he is temporarily promoted and shall not apply to an officer who, since the first day of April, 1948, has been reduced in rank as a punishment."

(3) Sub-paragraph (4) of the said paragraph 2 shall be omitted.

(a) 10 & 11 Geo. 6. c. 41.
(b) S.I. 1948 (No. 546) I, p. 1127 ; and *see* S.I. 1948 (No. 2570) I, p. 1154.