FIRE SERVICES

PENSION

The Firemen's Pension Scheme Order, 1950

1950 No. 467

Made - - - -	*27th March*, 1950
Laid before Parliament	*28th March*, 1950
Coming into Operation	*31st March*, 1950

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. For Article 42 of the Firemen's Pension Scheme, 1948, set out in the Appendix to the Firemen's Pension Scheme Order, 1948(**b**), there shall be substituted the following Article:—

"42.—(1) Every fire authority shall maintain a separate account showing all sums received by the authority under this Scheme, including all such sums as were held in a fund immediately before the thirty-first day of March, 1950, and showing all sums paid by the authority under or for the purposes of this Scheme.

(2) Where in any year the receipts credited to the account mentioned in paragraph (1) of this Article exceed the payments debited thereto, the balance may be transferred to a pension reserve account.

(3) Where in any year the payments debited to the account mentioned in paragraph (1) of this Article exceed the receipts credited thereto, the balance shall be met out of the pension reserve account to the extent thereof.

(4) In this Article the expression 'year' means, in relation to England, a year beginning on the first day of April and ending on the following thirty-first day of March, and in relation to Scotland, a year beginning on the sixteenth day of May and ending on the following fifteenth day of May."

2. This Order may be cited as the Firemen's Pension Scheme Order, 1950, and shall come into operation on the thirty-first day of March, 1950.

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.

27th March, 1950.

(a) 10 & 11 Geo. 6. c. 41.

(b) S.I. 1948 (No. 604) I, p. 1091.

EXPLANATORY NOTE

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

This Order has the effect that no fire authority is now required to maintain a fire brigade pensions fund and the requirement that fire authorities shall maintain separate pension accounts is made general. Fire authorities are also empowered to establish pension reserve accounts.

The Fire Services (Pensionable Employment) (Scotland) Regulations, 1950

1950 No. 158 (S. 12)

Made - - - -	*27th January*, 1950
Laid before Parliament	*30th January*, 1950
Coming into Operation	*31st January*, 1950

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) Regulations, 1950, and shall come into operation on the 31st day of January, 1950.

2. In these Regulations the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"established civil servant" means a person serving in an established capacity in the permanent civil service of the Crown who holds his appointment directly from the Crown or has been admitted into the civil service with a certificate from the Civil Service Commissioners;

"pensionable member of a fire brigade" means a person who is a fireman within the meaning of the Firemen's Pension Scheme, 1948(b), or who is treated as such for the purposes of that Scheme;

"pensionable service" has the meaning assigned to it in the Firemen's Pension Scheme, 1948.

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

4. These Regulations shall apply in the case of a person who, ceasing to be a pensionable member of a fire brigade in Scotland in order to enter on employment as an established civil servant:—

(*a*) is not granted an award other than a gratuity or an award by way of return of contributions under the Firemen's Pension Scheme, 1948; and

(*b*) enters on such employment.

5. If such a person as is referred to in Regulation 4 of these Regulations, within three months after the date on which he enters on employment as an established civil servant:—

(*a*) gives notification in writing to the Department in which he is then employed that he desires these Regulations to apply to him; and

(*b*) pays to the fire authority by whom he was employed immediately before he ceased to be a pensionable member of a fire brigade an amount equal to the amount of any gratuity or award by way of return of contributions made to him on so ceasing;

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