PENSIONS

1955 No. 1571

The Firemen's Pension Scheme Order, 1955

Made - - - -	13*th October*, 1955
Laid before Parliament	19*th October*, 1955
Coming into Operation	20*th October*, 1955

In exercise of the powers conferred on me by section twenty-six of the Fire Services Act, 1947(a), 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 15 of the Firemen's Pension Scheme, 1952, set out in the First Appendix to the Firemen's Pension Scheme Order, 1952(b), there shall be inserted the following Articles :—

" *Service before the appointed day in certain special cases*

16.—(1) Where a person who became a fireman on the appointed day was before that day engaged—

(*a*) in service as a member of a police force ;

(*b*) in service under the Crown ; or

(*c*) in pensionable employment under a local authority ;

but that service or employment cannot be reckoned as pensionable service for the purposes of this Scheme by virtue of any other provision of this Scheme, then the fire authority by whom he is employed may permit the whole or any part of that service or employment to be reckoned in his case as pensionable service for the purposes of this Scheme subject to his undertaking, before the first day of April, nineteen hundred and fifty-six, to pay in accordance with the Eleventh Schedule to this Scheme such sum as they may direct:

Provided that a fire authority shall not exercise the powers conferred by this paragraph without the approval of the Secretary of State.

(2) Where in the case of any person service in the police force for any area is reckoned as pensionable service by virtue of this Article, the police authority for that area may make in respect thereof to the fire authority by whom he is employed such payments as may be approved by the Secretary of State.

Service of certain firemen who were whole-time members of the National Fire Service immediately before the appointed day

17.—(1) The provisions of this Article shall have effect in the case of any fireman—

(*a*) who was a whole-time member of the National Fire Service immediately before the appointed day ;

(a) 10 & 11 Geo. 6. c. 41. (b) S.I. 1952/944 (1952 I, p. 1003).

(*b*) who has served continuously since the appointed day as a whole-time member of a fire brigade appointed on terms under which he was or might be required to engage in fire-fighting; and

(*c*) whose employment was, until after the expiration of one year from the appointed day, temporary only.

(2) One half of the period during which, on or after the third day of September, nineteen hundred and thirty-nine, he was employed in whole-time service in a fire brigade maintained by a local authority under the Fire Brigades Act, 1938(**a**), or in the Auxiliary Fire Service or in the National Fire Service shall be reckoned as a period of pensionable service for the purposes of this Scheme, if, before the first day of April, nineteen hundred and fifty-six, he undertakes to pay in accordance with the Eleventh Schedule to this Scheme a sum determined in accordance with paragraph 3 thereof.

(3) One half of his period of temporary whole-time employment as a member of a fire brigade maintained under the principal Act shall be treated as a period of pensionable service for the purposes of this Scheme, if, before the first day of April, nineteen hundred and fifty-six, he undertakes to pay in accordance with the Eleventh Schedule to this Scheme a sum equal to two-and-a-half per cent. of the aggregate of his pay during the whole of the said period as prescribed in relation to his rank by regulations made under the principal Act.

(4) For the purposes of this Article no account shall be taken of any period during which a person has been employed before attaining the age of twenty years or of any period a proportion of which is reckonable as pensionable service for the purposes of this Scheme under Article 19A of this Scheme.".

2. In paragraph (2) of Article 38 of the said Scheme (which relates to the reduction of benefits and contributions in certain cases) after the words "in the National Fire Service" there shall be inserted the words "and who became a fireman on that day".

3. After Article 41 of the said Scheme there shall be inserted the following Article:—

"*Duty of Secretary of State to make payments in respect of previous service*

41A. When a fireman is entitled to reckon a period of pensionable service by virtue of an undertaking given under paragraph (13) of Article 15 or under paragraph (2) of Article 17 of this Scheme, the Secretary of State shall pay to the authority employing the fireman when he gave the said undertaking such sum as is prescribed by paragraph 5 of the Fifteenth Schedule to this Scheme.".

4. In paragraph 3 of the Eleventh Schedule to the Firemen's Pension Scheme, 1952, as set out in Article 4 of the Firemen's Pension Scheme Order, 1954(**b**), (which relates to payments by firemen in respect of previous service) after the words "Article 15" there shall be inserted the words "or paragraph (2) of Article 17".

(**a**) 1 & 2 Geo. 6. c. 72. (**b**) S.I. 1954/1365 (1954 I, p. 906).

5. After paragraph 4 of the Fifteenth Schedule to the said Scheme, as amended by Article 12 of the Firemen's Pension Scheme Order, 1953(a), (which relates to payments in respect of previous service) there shall be added the following paragraph :—

" 5.—(1) The sum to be paid under Article 41A of this Scheme shall be ascertained in accordance with the provisions of this paragraph.

(2) The amounts shown in the second and third columns of the subjoined Table in relation to an age which corresponds with that of the fireman when he first became such after the appointed day are to be multiplied respectively by the number of completed years and number of completed months aggregating less than one year, which the fireman is entitled to reckon by virtue of the provisions of paragraph (13) of Article 15 or of paragraph (2) of Article 17 of this Scheme, as the case may be.

(3) The sum of the two products aforesaid is an amount appropriate in respect of £100 of annual pensionable pay.

(4) The total sum is to be calculated proportionately by reference to the annual pensionable pay of the fireman when he first became such on or after the appointed day but is to be reduced by the amount of the sum he undertakes to pay for the purposes of paragraph (13) of Article 15 or of paragraph (2) of Article 17, as the case may be.

TABLE

Age	Amount for £100 of annual pensionable pay in respect of each completed	
	Year	Month
	£ s. d.	£ s. d.
Under 35	22 11 0	1 18 0
35 and under 36	22 12 0	1 18 0
36 ,, ,, 37	22 14 0	1 18 0
37 ,, ,, 38	22 16 0	1 18 0
38 ,, ,, 39	22 18 0	1 18 0
39 ,, ,, 40	23 0 0	1 18 0
40 ,, ,, 41	23 2 0	1 19 0
41 ,, ,, 42	23 4 0	1 19 0
42 ,, ,, 43	23 6 0	1 19 0
43 ,, ,, 44	23 8 0	1 19 0
44 ,, ,, 45	23 11 0	1 19 0
45 ,, ,, 46	23 14 0	2 0 0
46 ,, ,, 47	23 18 0	2 0 0
47 ,, ,, 48	24 3 0	2 0 0
48 ,, ,, 49	24 9 0	2 1 0
49 ,, ,, 50	24 15 0	2 1 0
50 ,, ,, 51	24 19 0	2 2 0
51 ,, ,, 52	25 1 0	2 2 0
52 ,, ,, 53	25 2 0	2 2 0
53 ,, ,, 54	25 3 0	2 2 0
54 and over	25 4 0	2 2 0

(a) S.I. 1953/1385 (1953 I, p. 778).

6. This Order may be cited as the Firemen's Pension Scheme Order, 1955, and shall come into operation on the twentieth day of October, 1955.

G. Lloyd-George,
One of Her Majesty's Principal Secretaries of State.

12th October, 1955.

We approve,

Edward Heath,
R. H. M. Thompson,
Two of the Lords Commissioners of Her Majesty's Treasury.

13th October, 1955.

EXPLANATORY NOTE

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

This Order amends the Firemen's Pension Scheme, 1952, and provides that Crown, police or local government service before 1st April, 1948 (or in Scotland 16th May, 1948), and certain service in the fire services, which is not otherwise reckonable, may be reckoned as pensionable service for the purposes of the Scheme, subject to the fireman undertaking before 1st April, 1956, to make certain payments. Provision is also made for the making of payments by the Secretary of State to fire authorities in respect of certain service before the above-mentioned dates which is reckonable as pensionable service.

FOOD AND DRUGS

COMMENCEMENT OF ACT

1955 No. 1898 (C. 18)

The Food and Drugs Amendment Act, 1954 (Appointed Day) Order, 1955

Made - - - -	*16th December,* 1955
Coming into Operation	*16th December,* 1955

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on him by subsection (2) of section 37 of the Food and Drugs Amendment Act, 1954(**a**), and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Food and Drugs Amendment Act, 1954 (Appointed Day) Order, 1955; and shall come into operation on the sixteenth day of December, 1955.

(**a**) 2 & 3 Eliz. 2. c. 67.