1980 No. 62

FIRE SERVICES

Firemen's Pension Schemes (Amendment) Order (Northern Ireland) 1980

Made . . . . . *21st February 1980*

Coming into operation . . . . *16th April 1980*

The Department of the Environment in exercise of the powers conferred by Section 17 of the Fire Services Act (Northern Ireland) 1969(**a**) and now vested in it(**b**) and of every other power enabling it in that behalf and with the approval of the Department of the Civil Service(**c**) hereby makes the following Order:

Citation, commencement and effect

1. This Order may be cited as the Firemen's Pension Schemes (Amendment) Order (Northern Ireland) 1980 and shall come into operation on 16th April 1980 and shall have effect from 12th November 1979.

Interpretation

2. In this Order—

"Scheme of 1973" means the Firemen's Pension Scheme (Northern Ireland) 1973 as set out in Appendix 2 to the Firemen's Pension Scheme Order (Northern Ireland) 1973(**d**);

"Scheme of 1971" means the Firemen's Pension Scheme (Northern Ireland) 1971 as set out in the Appendix to the Firemen's Pension Scheme Order (Northern Ireland) 1971(**e**);

"Scheme of 1955" means the Scheme set out in the Schedule to the Fire Services (Fire Officers and Firemen) Pensions Order (Northern Ireland) 1955(**f**); and

"Belfast Fire Brigade Scheme" means the Belfast Fire Brigade Superannuation Scheme made on 1st May 1953 by the Council of the County Borough of Belfast under Section 13 of the Fire Services (Amendment) Act (Northern Ireland) 1950(**g**) and that or any Scheme maintained by the said Council under Section 26(3) of the Fire Services Act (Northern Ireland) 1969.

Increases in Awards

3. In the Schemes specified in column (1) of the Schedule, the provisions referred to in column (2) shall have effect as if for the rates referred to therein and set out in column (3) there were substituted, respectively, the rates set out in column (4).

(**a**) 1969 c. 13 (N.I.) as amended by S.I. 1973/601 (N.I. 9) Article 7

(**b**) S.R. & O. (N.I.) 1973 No. 504 Article 5(*b*) (II, p. 2992)

(**c**) Formerly a function of the Department of Finance S.R. 1976 No. 281 (II, p. 1339)

(**d**) S.R. & O. (N.I.) 1973 No. 393 (II, p. 2187) as amended by S.R. 1975 No. 358 (II, p. 1767), 1976 No. 216 (I, p. 997), 1978 No. 24 (I, p. 37) and No. 100 (I, p. 278) and 1979 No. 88, No. 310 and No. 387

(**e**) S.R. & O. (N.I.) 1971 No. 33 (p. 221) as amended by S.R. & O. (N.I.) 1972 No. 157 (p. 908), 1972 No. 379 (p. 1781), 1973 No. 1 (I, p. 1), S.R. 1975 No. 358, 1976 No. 216, 1978 No. 24 and No. 100 and 1979 No. 310

(**f**) S.R. & O. (N.I.) 1955 No. 181 (p. 198) as amended by S.R. & O. (N.I.) 1971 No. 33, 1972 No. 157 and No. 379, 1973 No. 1, S.R. 1975 No. 358, 1976 No. 216, 1978 No. 24 and No. 100 and 1979 No. 310

(**g**) 1950 c. 4 (N.I.)

Amendment of provision relating to Contracting Out

4. In Article 78A of the Scheme of 1973, after paragraph (7) there shall be inserted the following paragraph—

"(7A) In the case of a widow who is entitled to a minimum pension under paragraph (4)(*b*) the amount of a widow's pension for any year calculated in accordance with the following provisions of the Scheme, namely—

Article 68(4)(*a*);

paragraph 2 of Part I of Schedule 2;

paragraph 3 of Part IV of Schedule 2,

shall, unless the Authority otherwise directs, be reduced by an amount equal to 16% of the said minimum pension.".

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 21st February 1980.

(L.S.)

E. A. Simpson
Assistant Secretary

Sealed with the Official Seal of the Department of the Civil Service for Northern Ireland on 21st February 1980.

(L.S.)

J. Armstrong
Assistant Secretary

SCHEDULE

INCREASES IN AWARDS

(1) *Scheme*	(2) *Reference*	(3) *Old Rate*	(4) *New Rate*
	Awards on death of servicemen	£	£
Scheme of 1973	Article 68(4)(*a*)	379·78	440·81
Scheme of 1971	Article 54(4)(*a*)	379·78	440·81
Scheme of 1955	Article 28(2)(*a*)	379·78	440·81
	Widows' ordinary Pensions		
Scheme of 1973	Schedule 2, Part I—		
	(i) paragraph		
	2(1)(*a*)	379·78	440·81
	2(1)(*b*)	494·54	573·84
	2(1)(*c*)	594·18	689·13
	(ii) paragraph 2(2)	379·78	440·81
		494·54	573·84
		594·18	689·13
		408·99	474·72
		523·75	607·75
		623·39	723·04
Scheme of 1971	Schedule 2—		
	(i) Part I paragraph 2(1)	379·78	440·81
		494·54	573·84
		594·18	689·13
	(ii) Part I paragraph 2(2)	379·78	440·81
		494·54	573·84
		594·18	689·13
		408·99	474·72
		523·75	607·75
		623·39	723·04
	(iii) Part II Scheme 1	379·78	440·81
		494·54	573·84
		594·18	689·13
Scheme of 1955	Schedule, Appendix II Part IA, Scheme 1	379·78	440·81
		494·54	573·84
		594·18	689·13
Belfast Fire Brigade Scheme	Second Schedule, Part I, Scheme 1—		
	sub-paragraph (*a*)	379·78	440·81
	(*b*)	494·54	573·84
	(*c*)	594·18	689·13
	Widows' accrued Pensions		
Scheme of 1973	Schedule 2, Part IV—		
	(i) paragraph		
	3(1)(*a*)	379·78	440·81
	3(1)(*b*)	494·54	573·84
	3(1)(*c*)	594·18	689·13

(1) *Scheme*	(2) *Reference*	(3) *Old Rate*	(4) *New Rate*
	(ii) paragraph 3(2)	353·69	440·81
		460·63	573·84
		552·97	689·13
		408·99	474·72
		523·75	607·75
		623·39	723·04
	Children's allowances		
Scheme of 1973	Schedule 3, Part I—		
	(i) paragraph 1, sub-paragraph		125·20
	(4)(*a*)	107·99	147·63
	(4)(*b*)	127·29	182·06
	(4)(*c*)	157·02	
	(ii) paragraph 2, sub-paragraph		
	(4)(*a*)	159·11:209·19	184·15:242·58
	(4)(*b*)	188·84:249·88	218·58:290·05
	(4)(*c*)	233·19:311·44	270·75:361·52
Scheme of 1971	Schedule 3, Part I—(1)	107·99	125·20
		127·29	147·63
		157·02	182·06
	(2)	159·11:209·19	184·15:242·58
		188·84:249·88	218·58:290·05
		233·19:311·44	270·75:361·52
Scheme of 1955	Schedule, Appendix III, Part 1A—		
	(i) paragraph 1	157·02	182·06
		127·29	147·63
		107·99	125·20
	(ii) paragraph 2	233·19	270·75
		188·84	218·58
		159·11	184·15
Belfast Fire Brigade Scheme	Third Schedule, Part I—		
	(i) paragraph 1(*a*)	107·99	125·20
	1(*b*)	127·29	147·63
	1(*c*)	157·02	182·06
	(ii) paragraph 2(*a*)	159·11:209·19	184·15:242·58
	2(*b*)	188·84:249·88	218·58:290·05
	2(*c*)	233·19:311·44	270·75:361·52

EXPLANATORY NOTE

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

Under the various Firemen's Pension Schemes the amounts of certain awards are determined by reference to flat-rates which do not qualify for increases under the Pensions (Increase) Act (Northern Ireland) 1971 [1971 c. 35 (N.I.)] [as amended by the Social Security Pensions (Northern Ireland) Order 1975 [S.I. 1975 No. 1503 (N.I. 15)] and the Social Security (Northern Ireland) Order 1979 [S.I. 1979 No. 396 (N.I. 5)]].

The Order increases these flat-rates with effect from 12th November 1979 (the date from which increases authorised by the Pensions Increase (Review) Order (Northern Ireland) 1979 [S.R. 1979 No. 338] are payable).

In cases where a widow is entitled to a minimum pension corresponding to a guaranteed minimum pension under the Social Security Pensions (Northern Ireland) Order 1975 a reduction is made by Article 4 with effect from 12th November 1979 for so much of the increase as is attributable to that minimum pension (an equivalent sum is payable by the Department of Health and Social Services).

Retrospection is authorised by Section 17(3B) of the Fire Services Act (Northern Ireland) 1969.