5. Except in a case in which the referees dispense with a hearing in accordance with the last foregoing rule the Ministry shall fix the time and place of the hearing and shall give not less than twenty-one days' notice thereof to the Board, the Committee and the practitioner affected.

6. The Ministry and each of the parties upon whom notice has been served shall be entitled to appear at the hearing either personally, or by a representative duly authorised in that behalf, or by counsel or solicitor and the Ministry and the practitioner affected may produce such evidence as in the opinion of the referees may be relevant to the matters at issue.

7. The referees shall, as soon as may be after the hearing or after determining a case summarily, report to the Ministry and to the practitioner affected the decision at which they have arrived.

Superannuation

REGULATIONS, DATED THE 24TH DAY OF JUNE, 1948, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT WITH THE APPROVAL OF THE MINISTRY OF FINANCE UNDER SUB-SECTION (1) OF SECTION 61 OF THE HEALTH SERVICES ACT (NORTHERN IRELAND), 1948.

1948. No. 161

ARRANGEMENT OF REGULATIONS

Amended 1949 SR&O (N.I.) 9 - 215
1950 No 115 p 350
1951 No 131 p 216
1952 No 101 p 191

Regulation

1. Citation and Interpretation.

PART I

PROVISIONS RELATING TO OFFICERS EMPLOYED BY BODIES CONSTITUTED UNDER THE ACT AND OTHER OFFICERS ENGAGED IN HEALTH SERVICES OTHER THAN IN THE EMPLOYMENT OF HEALTH AUTHORITIES OR OTHER LOCAL AUTHORITIES.

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SIXTH SCHEDULE —Provisions for the calculation of transfer values payable by the Ministry, and directions for the use of the subjoined Tables in connection therewith.
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The Ministry of Health and Local Government for Northern Ireland, in exercise of the powers conferred on it by sub-section (1) of Section 61 of the Health Services Act (Northern Ireland), 1948, and with the approval of the Ministry of Finance for Northern Ireland, hereby makes the following regulations :—

Citation and Interpretation

1.—(1) These regulations may be cited as the Health Services (Superannuation) Regulations (Northern Ireland), 1948.

(2) The Interpretation Act, 1921, applies to the interpretation of these regulations as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

(3) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them —

" the Act " means the Health Services Act (Northern Ireland), 1948 ;

" the Act of 1865 " means the Union Officers' (Ireland) Superannuation Act, 1865, as amended or extended by any other enactment ;

" the Act of 1869 " means the Local Officers' Superannuation Act (Ireland), 1869, as amended or extended by any other enactment ;

" the Act of 1909 " means the Asylums Officers' Superannuation Act, 1909, as amended by the Mental Treatment Act (Northern Ireland) 1932 ;

" the Authority " means the Northern Ireland Hospitals Authority ;

" the Board " means the Northern Ireland General Health Services Board ;

" additional contributory payment " means any payment made for the purposes of Regulation 13 (7) or 14 (4) ;

" appointed day " means such day as the Ministry may appoint under Section 87 (2) of the Act, being the day appointed for the coming into operation of subsection (1) of section 58 of the Act ;

" assistant practitioner " means an employee of a medical practitioner or dental practitioner on the list of the Board, being himself a medical practitioner or dental practitioner wholly or mainly engaged in assisting his employer in the actual discharge of his duties as such practitioner ;

" average remuneration " has the meaning assigned to it by Regulation 17 ;

" contributing service " means service which is reckonable as contributing service in accordance with Regulation 14 or 15 ;

" employing authority " means the Authority or the Board and any such other body constituted under the Act as the Ministry may approve ;

" Health Authority " means a Health Authority constituted under Section 1 of the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland), 1946 ;

" mental health officer " means an officer on the medical or nursing staff of a hospital used wholly or partly for the treatment of mental patients, or an institution so used for the treatment of defectives, who devotes the whole or substantially the whole of his time to the treatment or care of such patients or defectives and such other classes or descriptions of officers employed in such hospitals or institutions as aforesaid as the Ministry may designate ;

" non-contributing service " means service which is reckonable as non-contributing service in accordance with regulation 14 (3) ;

" pensionable age " in relation to a female nurse or physiotherapist, midwife, or mental health officer means the age of

60 years, in relation to a medical practitioner or dental practitioner on the list of the Board means the age of 65 years or such later age as the Ministry may in any particular case allow, and in relation to any other officer, means the age of 65 years ;

" practitioner " means a medical practitioner or dental practitioner on the list of the Board, and includes an assistant practitioner and a person rendering part-time specialist services pursuant to section 21 of the Act, unless, in the case of a person who devotes substantially the whole of his time to the performance of those services, the Ministry otherwise directs ;

" remuneration " means all salary, wages, fees and other payments paid or made to an officer as such for his own use, and includes the money value of any apartments, rations, or other allowances in kind appertaining to his employment, but does not include payments for overtime or any allowance paid to him to cover the cost of providing office or laboratory accommodation or clerical or other assistance, or any travelling or subsistence allowance or other monies to be spent, or to cover expenses incurred by him, for the purposes of his employment ;

" service " has the meaning assigned to it by Regulation 13 ;

" transfer value " has the same meaning as " accrued superannuation value " as that expression is defined in section 86 of the Act ; and

" war service " means war service within the meaning of the Local Government Staffs (War Service) Act (Northern Ireland), 1939, or service in any of the naval, military, or air forces of the Crown, or employment for war purposes, within the meaning of the Superannuation Schemes (War Service) Act (Northern Ireland), 1941.

(4) Where a person holds under an employing authority two or more separate employments of such a nature that he can cease to hold one without ceasing to hold the other or others, the provisions of these regulations shall, unless the context otherwise requires, apply as respects him in relation to each of the separate employments as if the other or others were an employment or employments held by him under another authority.

(5) Unless the context otherwise requires, references in these regulations to officers of an employing authority include references to persons who are deemed for the purposes of these regulations to be in the employment of an employing authority or of a body which is deemed to be an employing authority, and any other provisions relating to employment by or under an employing authority shall be construed accordingly.

PART I

PROVISIONS RELATING TO OFFICERS EMPLOYED BY BODIES CONSTITUTED UNDER THE ACT AND OTHER OFFICERS ENGAGED IN HEALTH SERVICES OTHER THAN IN THE EMPLOYMENT OF HEALTH AUTHORITIES OR OTHER LOCAL AUTHORITIES.

Application

2. This Part of these regulations shall apply to the following officers of an employing authority who have attained the age of eighteen years —

(*a*) every whole-time officer whose duties are wholly or mainly administrative, professional or clerical;

(*b*) any other whole-time officer who enters their employment within twelve months after leaving any such employment as is mentioned in Regulation 13 (3), or, if he left that employment in order to undertake war service within six months after the termination of that service;

(*c*) every part-time officer who is transferred under the Act to their employment, and who immediately before being so transferred was subject to the Act of 1909;

(*d*) any other officer, whether whole-time or part-time, who is transferred under the Act to their employment, or who enters their employment in consequence of the acquisition by the Authority under section 67 of the Act of a hospital at or for the purposes of which he was employed at the date of acquisition, and who, immediately before being transferred to or entering their employment as aforesaid, had reasonable expectations of superannuation benefits on retirement from his employment;

(*e*) any other whole-time officer, upon the expiration of a period of two years, after attaining the age of eighteen years, without a break of more than one month at any one time, in the employment of that or any other employing authority, as such whole-time officer or as such a part-time officer as is mentioned in sub-paragraph (*h*) of this paragraph;

(*f*) any other part-time officer whose duties are wholly or mainly administrative, professional or clerical, and who devotes the rest of his time to employment under any employing authority, or governing body of a medical school, or who falls within any class or description of persons which the Ministry may designate;

(*g*) any other part-time officer who enters their employment within twelve months after leaving any such employment as is mentioned in Regulation 13 (3) or, if he left that employment in order to undertake war service within six months

after the termination of that service, and who devotes the rest of his time to employment under any employing authority, local authority, or governing body of a medical school, or who falls within any class or description of persons which the Ministry may designate; and

(*h*) any other part-time officer who devotes the rest of his time to employment under any employing authority, local authority or governing body of a medical school, or who falls within any class or description of persons which the Ministry may designate, upon the expiration of a period of two years, after attaining the age of eighteen years, without a break of more than one month at any one time, in the employment of that or any other employing authority, as such part-time officer or as such a whole-time officer as is mentioned in sub-paragraph (*e*) of this paragraph:

Provided that —

(i) the provisions of sub-paragraph (*c*) or (*d*) of this paragraph shall apply to an officer transferred to or entering the employment of the employing authority in the circumstances therein mentioned, only so long as he remains in their employment, whether in the same post or any other post;

(ii) for the purposes of sub-paragraphs (*e*) and (*h*) of this paragraph, account shall be taken as if it were employment under an employing authority of —

(*i*) any employment held by a person transferred under the Act before the date of transfer under any local authority or governing body of a voluntary hospital transferred to the Authority by the Act, including any war service undertaken by that person on ceasing to hold that employment; and

(*ii*) any employment at or for the purposes of a hospital acquired by the Authority under section 67 of the Act held by a person who enters the employment of an employing authority in consequence of such acquisition, including any war service undertaken by that person on ceasing to hold that employment; and

(*iii*) any employment held by a person transferred under sub-sections (4) or (5) of Section 58 of the Act before the date of transfer, including any war service undertaken by that person on ceasing to hold that employment;

and the term "officer" shall be construed accordingly.

Participation in superannuation benefits

3. Every officer of an employing authority shall be entitled to participate in the superannuation benefits provided by these regulations, subject to and in accordance with the terms and conditions thereof.

Contributions

4.—(1) For the purpose of defraying the cost of the superannuation benefits provided by these regulations, there shall, subject to the provisions of these regulations, be paid in respect of every officer who has not attained pensionable age, in relation to his employment by an employing authority, the following contributions, namely :—

(*a*) an amount to be paid by the officer equal to six per cent. of the amount of his remuneration for the time being ; and

(*b*) unless the Ministry dispenses with compliance with this provision in the case of any authority, an amount to be paid by the employing authority equal to eight per cent. of the said remuneration, or, if that remuneration is at any time reduced or suspended, of the remuneration which would be taken into account under the provisoes to Regulation 17 in respect of the period of reduction or suspension, were the officer's average remuneration being calculated for a period which included that period :

Provided that in the case of an officer whose employment is by way of manual labour, five per cent. shall be substituted for six per cent. in sub-paragraph (*a*) of this paragraph, and six per cent. shall be substituted for eight per cent. in sub-paragraph (*b*).

(2) Where an officer, owing to transfer to other employment under the same employing authority or an alteration in the remuneration of his employment, suffers a reduction in his remuneration, he shall continue to make contributions under this regulation as if his remuneration had not been reduced, unless he gives notice in writing to the employing authority, within one month after the reduction, or such longer period as the Ministry may in any particular case allow, that he does not wish this provision to apply to him.

(3) An officer who is on leave of absence from duty with reduced remuneration or without remuneration, shall continue to make contributions under this regulation on the remuneration on which he was making contributions immediately before he went on leave of absence, and, notwithstanding the provisions of any enactment or scheme, contributions by and in respect of him shall not be made during his absence, except in accordance with the provisions of this paragraph, for the purpose of his participation in superannuation benefits:

Provided that where the absence from duty is by reason of illness or injury the provisions of this paragraph shall not apply, unless the officer's remuneration is reduced solely by reason of his having become entitled to sickness benefit under the National Insurance Act (Northern Ireland) 1946.

(4) An officer who, by reason of the suspension of his remuneration owing to leave of absence from duty on account of illness or injury, is not required to make any contributions in respect of the period of such absence or any part thereof shall nevertheless be deemed for the purposes of Regulation 14 (1) (*a*) to have made the contributions required by these regulations in respect of that period or part thereof.

(5) The employing authority may deduct from the remuneration payable to an officer the contributions payable by him and, in so far as deductions are not so made, they may recover any such contributions as a simple contract debt in any court of competent jurisdiction.

(6) The employing authority's contributions, and the officer's contributions, after they have been obtained from him by the employing authority, shall be paid by the authority to the Ministry.

Officer's pension and retiring allowance

5. An officer of an employing authority shall be entitled, on ceasing to be employed by them, to receive from the Ministry —

(*a*) an annual pension, if either —

(i) he has completed ten years service and is incapable of discharging efficiently the duties of his employment by reason of permanent ill-health or infirmity of mind or body ; or

(ii) he has attained the age of sixty years and completed ten years service ; and

(*b*) a lump sum retiring allowance, if he satisfies sub-paragraph (i) of paragraph (*a*) of this regulation, or has attained the age of sixty years and completed five years service.

Scales of pension and retiring allowance

6.—(1) The pension to be paid to an officer shall, subject to the provisions of these regulations, be on the following scale, that is to say—

(*a*) in respect of each year of contributing service, one-eightieth of his average remuneration ; and

(*b*) in respect of each year of non-contributing service, one one-hundred-and-sixtieth of his average remuneration :

Provided that the pension, apart from any reduction thereof under Regulation 30, shall not exceed forty-eightieths of the officer's average remuneration, and shall not in the case of a pension payable under Regulation 5 (*a*) (i) be less than twenty-eightieths of such remuneration, or one-eightieth of such remuneration in respect of each year of contributing service which he could have completed before attaining pensionable age, had he continued to be an officer, and one one hundred-and-sixtieth of such remuneration in respect of each year of non-contributing service, whichever is the less.

(2) The retiring allowance to be paid to an officer shall, subject to the provisions of these regulations, be a sum equal to the aggregate

of the following amounts, namely, three-eightieths of his average remuneration in respect of each year of contributing service, and three one-hundred-and-sixtieths of such remuneration in respect of each year of non-contributing service.:

Provided that —

(*a*) in the case of a married male officer in respect of whose service a widow's pension may become payable under these regulations, the amount of the allowance shall be a sum equal to the aggregate of the following amounts, namely, one-eightieth of his average remuneration in respect of each year of contributing service and one one-hundred-and-sixtieth of such remuneration in respect of each year of non-contributing service ;

(*b*) in the case of an officer who is a widower or who is divorced or judicially separated from his wife, the wife's death or the divorce or separation having taken place on or after the date on which he became subject to these regulations, the amount of the allowance shall be a sum equal to the aggregate of the following amounts, namely —

(i) three-eightieths of his average remuneration in respect of each year of contributing service since the date of his wife's death or the divorce or separation, as the case may be ;

(ii) one-eightieth of such remuneration in respect of each year of contributing service before that date ;

(iii) three one-hundred-and-sixtieths of such remuneration in respect of each year of non-contributing service since the date of his wife's death or the divorce or separation, as the case may be ; and

(iv) one one-hundred-and-sixtieth of such remuneration in respect of each year of non-contributing service before that date ;

(*c*) if the contributing service of an officer who becomes entitled to a retiring allowance, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the sum to be calculated under the foregoing provisions of this paragraph by reference to contributing service and non-contributing service shall be calculated by reference to the last forty years actual service, any non-contributing service within that period being reckoned as contributing service ; and

(*d*) in the case of an officer to whom no pension is payable, if the amount of the allowance, calculated as aforesaid, is less than the amount of his contributions, together with compound interest thereon, the allowance shall be increased by the amount of the deficiency.

(3) The pension to be paid to an officer whose service includes service as a practitioner shall be on the following scale, that is to say —

(*a*) in respect of each year of contributing service otherwise than as a practitioner, one-eightieth of his average remuneration ;

(*b*) in respect of each year of non-contributing service, one one-hundred-and-sixtieth of his average remuneration ; and

(*c*) in respect of each year of contributing service as a practitioner, one and one-half per cent. of his remuneration as such for that year :

Provided that —

(i) in the case of an officer whose contributing service, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the pension shall be an amount obtained by multiplying the amount of the pension which would have been payable apart from this proviso by forty, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid ; and

(ii) in the case of an officer who is entitled to a pension under Regulation 5 (*a*) (i), and whose service is less than twenty years, any non-contributing service being reckoned at half its actual length, the pension shall be an amount obtained by multiplying the amount of the pension which would have been payable apart from this proviso by such number of years service, not exceeding twenty, as he could have completed before attaining pensionable age, any non-contributing service being reckoned as aforesaid, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid.

(4) The retiring allowance to be paid to an officer whose service includes service as a practitioner shall be a sum equal to the aggregate of the following amounts, namely—

(*a*) in respect of each year of contributing service otherwise than as a practitioner, three-eightieths of his average remuneration ;

(*b*) in respect of each year of non-contributing service, three one-hundred-and-sixtieths of his average remuneration ; and

(*c*) in respect of each year of contributing service as a practitioner, four and one-half per cent. of his remuneration as such for that year :

Provided that —

(i) in the case of a married male officer in respect of whose service a widow's pension may become payable under

these regulations, one-eightieth shall be substituted for three-eightieths in sub-paragraph (*a*) of this paragraph, one one-hundred-and-sixtieth shall be substituted for three one-hundred and sixtieths in sub-paragraph (*b*), and one and one-half per cent. shall be substituted for four and one-half per cent. in sub-paragraph (*c*);

(ii) in the case of an officer who is a widower or who is divorced or judicially separated from his wife, the wife's death or the divorce or separation having taken place on or after the date on which he first became subject to these regulations, whether by virtue of this Part or Part II, one-eightieth shall be substituted for three-eightieths in sub-paragraph (*a*) of this paragraph in relation to each year of contributing service otherwise than as a practitioner before the date of his wife's death or the divorce or separation, as the case may be, one one-hundred-and-sixtieth shall be substituted for three one-hundred-and-sixtieths in sub-paragraph (*b*) in relation to each year of non-contributing service, and one and one-half per cent. shall be substituted for four and one-half per cent. in sub-paragraph (*c*) in relation to each year of contributing service as a practitioner before the said date;

(iii) in the case of an officer whose contributing service, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the amount of the allowance shall be an amount obtained by multiplying the amount of the allowance which would have been payable apart from this proviso by forty, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid; and

(iv) in the case of an officer to whom no pension is payable, if the amount of the allowance, calculated as aforesaid, is less than the amount of his contributions, together with compound interest thereon, the allowance shall be increased by the amount of the deficiency.

Injury allowance

7.—(1) Where an officer ceases to be employed in consequence of his being permanently incapacitated by an injury sustained by him in the actual discharge of his duty and without his own default, and specifically attributable to the nature of his duty, he shall be entitled to receive from the Ministry an annual injury allowance of such amount, not exceeding two-thirds of his average remuneration, as the Ministry considers reasonable, having regard to all the circumstances of the case, including any right to any benefit under the National Insurance

(Industrial Injuries) Act (Northern Ireland), 1946, or any other statutory right to benefit or compensation or any right to a pension, retiring allowance or gratuity, whether under these regulations or otherwise.

(2) An injury sustained while the officer is, with the express or implied permission of the employing authority, travelling as a passenger by any vehicle to or from his place of employment shall, notwithstanding that he is under no obligation to the employing authority to travel by that vehicle, be deemed to have been sustained in the actual discharge of his duty, if —

(*a*) the injury would have been deemed to have been so sustained had he been under such an obligation ; and

(*b*) at the time of the injury, the vehicle —

(i) was being operated by or on behalf of the employing authority by some other person by whom it was provided in pursuance of arrangements made with the employing authority ; and

(ii) was not being operated in the ordinary course of a public transport service.

Short service gratuity

8. An officer who has completed five but less than ten years service, and who ceases to be employed through incapacity to discharge efficiently the duties of his employment by reason of permanent ill-health or infirmity of mind or body shall be entitled to receive from the Ministry a short service gratuity of a sum equal to the amount of his average remuneration :

Provided that if the officer is also entitled to a retiring allowance, the short service gratuity shall be reduced by the amount of the said allowance.

Allocation of part of pension or injury allowance to spouse or dependant

9.—(1) An officer, other than a married male officer in respect of whose service a widow's pension may become payable under these regulations, who becomes entitled to a pension or injury allowance may thereupon notify his desire, subject to and in accordance with the provisions of the First Schedule, to surrender part of the pension or allowance in consideration of the grant of a pension to the spouse or any dependant of the officer on his death of such value as, according to Tables to be prepared from time to time by the Government Actuary, is actuarially equivalent at the date on which he ceased to be employed to the value of that part of the pension or allowance which is surrendered.

(2) If an officer, other than such a married male officer as aforesaid, not having reached pensionable age, would, if he ceased to be employed, be entitled to a pension, and has completed forty years contributing service or forty years contributing service and non-contributing service, the non-contributing service being reckoned at half its

actual length, or if an officer, other than such a married male officer as aforesaid, having reached pensionable age, would, if he ceased to be employed, be entitled to a pension, he may, at any time before ceasing to be employed, notify his desire to surrender part of the pension in accordance with the provisions of the preceding paragraph, and if he dies before having become entitled to the pension but after having so notified his desire to surrender a part of the pension, he shall be deemed to have become entitled to the pension to which he would have become entitled had he retired on the day preceding the date of his death.

Death gratuity

10. If —

(*a*) an officer dies, and at the date of his death he had completed five years service ;

(*b*) a person who has ceased to be an officer after completing five years service dies within twelve months after so ceasing to be an officer without having received a return of contributions or become entitled to any other benefit under these regulations, and without having again become entitled to participate in superannuation benefits ; or

(*c*) a person dies after having become entitled to a pension or retiring or injury allowance or short service gratuity ;

then the Ministry shall pay to his legal personal representatives a death gratuity of a sum equal to three-eightieths of his average remuneration in respect of each year of his contributing service and three one-hundred and-sixtieths thereof in respect of each year of his non-contributing service, or the amount of his contributions, together with compound interest on such amount, or, except in the case mentioned in paragraph (*b*) of this regulation, his average remuneration, whichever is the greatest :

Provided that —

(i) in the case of a person in respect of whose death a widow's pension is payable under these regulations, the amount of the death gratuity shall be a sum equal to one-eightieth of his average remuneration in respect of each year of his contributing service and one one-hundred-and-sixtieth thereof in respect of each year of his non-contributing service ;

(ii) in the case of such a person as is mentioned in Regulation 6 (3), for the references in the foregoing provisions of this regulation to a sum to be calculated by reference to a fraction of his average remuneration in respect of each year of service there shall, subject to the provisions of the next succeeding proviso, be substituted a reference to a sum obtained by the addition of the following amounts, namely :—

(*i*) in respect of each year of contributing service otherwise than as a practitioner, three-eightieths of his average remuneration, or if a widow's pension is payable under these regulations in respect of his death, one-eightieth thereof;

(*ii*) in respect of each year of non-contributing service, three one-hundred-and-sixtieths of his average remuneration, or if a widow's pension is payable as aforesaid, one one-hundred-and-sixtieth thereof; and

(*iii*) in respect of each year of contributing service as a practitioner, four and one-half per cent. of his remuneration as such for that year, or if a widow's pension is payable as aforesaid, one and one-half per cent. thereof;

(iii) if in the case of a person to whom the last preceding proviso applies the contributing service, together with the non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the sum obtained under the last preceding proviso shall be multiplied by forty, and the product divided by the number of years of actual service, any non-contributing service being reckoned as aforesaid;

(iv) if in the case of any person, other than a person to whom proviso (ii) applies, the contributing service, together with the non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the sum to be calculated by reference to contributing service and non-contributing service shall be calculated by reference to the last forty years of actual service, any non-contributing service within that period being reckoned as contributing service; and

(v) in the case of a person who dies after having become entitled to a pension or retiring or injury allowance or short service gratuity, there shall be deducted from the death gratuity a sum equal to the aggregate amount of any payments made on account of that pension, allowance or short service gratuity, and in addition, if the person was entitled to a pension or injury allowance and had surrendered a part thereof, any sum which would have been paid on account thereof but for the surrender.

Widow's pension

11.—(1) The widow of a person who was entitled to a pension or injury allowance, or the widow of an officer who had completed not less than ten years service, shall be entitled to receive from the Ministry an annual widow's pension:

Provided that the foregoing provision shall not apply, in the former case, if the marriage took place on or after the date on which the husband became entitled to the pension or allowance, or, in either case, if the husband, before ceasing to be employed or, if he died while still an officer, before dying, had reached pensionable age or, not having reached pensionable age, would have been entitled to a pension on ceasing to be employed and had completed forty years contributing service, or forty years contributing service and non-contributing service, the non-contributing service being reckoned at half its actual length, and the marriage took place on or after the date on which he reached pensionable age or would have been so entitled to a pension as aforesaid, as the case may be, or if the wife was herself entitled to a pension under these regulations or became so entitled on the death of her husband, or if the husband and wife were judicially separated.

(2) The widow of such a person as is mentioned in Regulation 10 (*b*) shall be entitled to the like benefit (if any) by way of widow's pension as would have been granted if her husband had died immediately before ceasing to be an officer.

(3) The amount of the widow's pension shall be as follows —

(*a*) in the case of the widow of an officer, one-third of the pension which would have been payable to the officer had he become entitled to a pension under Regulation 5 (*a*) (i) on the day preceding his death ; and

(*b*) in the case of the widow of a person who was entitled to a pension or injury allowance, one-third of such pension or allowance :

Provided that —

(i) if in either case the age of the widow was less than that of her husband and she has no children or ceases to have any children included in her family within the meaning of the Family Allowances Act (Northern Ireland), 1945, or her age was greater than that of her husband, the widow's pension shall be reduced or increased, as the case may require, where the case falls within Table A or Table B set out in the Second Schedule, by an amount calculated in accordance with that Table, and in any other case, by such an amount as shall be certified to be just by the Government Actuary ; and

(ii) if any such pension as is mentioned in sub-paragraph (*a*) of this paragraph would have been reduced under the provisions of Regulation 30, no account shall be taken of the reduction, and any such pension as is mentioned in sub-paragraph (*b*) shall be deemed to be the pension that would have been payable but for any reduction under those provisions.

(4) A widow's pension shall cease to be payable to a widow if she remarries, or in respect of any period during which she is cohabiting with a man as his wife.

(5) If on the remarriage or death of a widow to whom a widow's pension has been payable, the aggregate amount of the payments made to her, her husband or her husband's legal personal representatives by way of pension, retiring or injury allowance or death gratuity, is less than the amount of the death gratuity which would have been payable in respect of the death of her husband had no widow's pension been payable in respect thereof, there shall be paid to her or to her legal personal representatives, as the case may require, a sum equal to the deficiency.

Power to compound small annual benefits

12. Where any benefit payable under these regulations is an annual sum of an amount not exceeding twenty-six pounds, the Ministry may discharge its liability in respect thereof by the payment of a lump sum representing the capital value of the annual sum.

Meaning of service

13.—(1) For the purposes of these regulations the term " service " in relation to an officer of an employing authority means continuous employment under that authority as an officer, after attaining the age of eighteen years and before attaining pensionable age, and any other employment or any war service which by or in pursuance of these regulations is reckonable as service in relation to his employment as such officer, but does not include, in the case of an officer who enters employment after having become entitled to receive superannuation benefits, whether under these regulations or otherwise, employment in respect of which he became entitled to those benefits.

(2) Where a person, within twelve months before entering the employment in which he is an officer, had been entitled by virtue of any such employment as is mentioned in the next succeeding paragraph to participate in superannuation benefits, and on leaving that other employment any period of employment or any war service would have been reckonable for the purpose of determining whether he was entitled to receive a superannuation benefit, that period of employment or war service shall be reckonable as service in relation to the employment in which he is an officer, if he entered that employment within twelve months after leaving that other employment, or if he left that other employment in order to undertake war service, within six months after the termination of that service:

Provided that—

(*a*) the foregoing provision shall not apply to any officer who does not, within three months after entering their employment, give notice in writing to the employing authority of his previous period of employment and war service (if any), and

pay or repay to that authority an amount equal to any sum paid to him by way of return of contributions on or after his ceasing to hold that other employment, together with an amount equal to any income tax or equivalent sum which was deducted from his contributions in respect of such payment ;

(*b*) any period of employment which on a person's leaving such employment as is mentioned in the next succeeding paragraph would have been reckonable solely for the purpose of determining whether he was entitled to receive a superannuation benefit shall not be reckonable as service under these regulations except for the sole purpose of determining whether he is entitled to any benefit thereunder.

(3) The other employment referred to in the last preceding paragraph is —

(*a*) employment as an officer of an employing authority ;

(*b*) employment subject to —

(i) the Act of 1865 ;

(ii) the Act of 1869 ;

(iii) the Act of 1909 ; or

(iv) any other scheme which the Ministry, with the consent of the body administering the scheme, may approve.

(4) If under the last two preceding paragraphs there is reckonable any previous employment in the case of a person who becomes an officer of an employing authority after having been engaged in war service, and that war service would have been reckonable as service under the enactment or scheme to which he was subject before he ceased to be employed in order to undertake that war service, had he again become subject to that enactment or scheme on the termination thereof, the period of war service shall be reckonable as a period of service under these regulations.

(5) If a person becomes an officer of an employing authority by virtue of sub-paragraph (*e*) or (*h*) of Regulation 2, or if such a person as is mentioned in either of those sub-paragraphs, before completing the period of two years therein mentioned, becomes an officer by virtue of sub-paragraph (*a*) or (*f*) of Regulation 2 then, any previous periods of employment under any employing authorities which are included in the said period of two years shall be reckonable as service.

(6) In the case of a person who is transferred under the Act to the employment of an employing authority or who enters the employment of an employing authority in consequence of the acquisition by the Authority under section 67 of the Act of a hospital at or for the purposes of which he was employed at the date of acquisition, and who thereupon becomes an officer of that employing authority, there shall be reckonable as service, for the purpose of determining whether any benefit is payable to or in respect of him but not for the purpose of calculating any benefit

to which he may become entitled, all periods of employment, not otherwise reckonable as service, after he attained the age of eighteen years, under any authority or body from which functions are transferred by the Act, or under an officer of such an authority or body or at or for the purposes of any hospital which has been transferred to or acquired by the Authority under the Act, and, if he left any such employment as aforesaid in order to undertake war service and within six months after the termination of that service returned to any such employment as aforesaid, or entered the employment of an employing authority in circumstances in which Regulation 42 applied, there shall also be reckonable as service for the purpose aforesaid the period of that war service.

(7) If a person after ceasing to be an officer of an employing authority (other than a person in respect of whom a transfer value was paid by the Ministry or a payment was made under Regulation 38 (1), which transfer value or payment has not been refunded) enters the employment of that authority or any other employing authority in circumstances in which none of the preceding paragraphs of this regulation applies in his case, he shall be entitled, if he gives notice in writing to the employing authority within three months after entering their employment that he intends so to do, to make payments in accordance with the provisions of the Third Schedule, as if any employment or war service which was reckonable as service at the date on which he ceased to be an officer, not being employment reckonable solely for the purpose of determining whether any benefit was payable under these regulations, was non-contributing service, and any period of such employment or war service in respect of which such payments are made or are in the course of being made shall be reckonable as service.

Reckoning of contributing service and non-contributing service

14.—(1) There shall be reckonable as contributing service in relation to the employment of an officer by an employing authority —

(*a*) service in respect of which he has made the contributions required by these regulations ;

(*b*) previous employment reckonable as service which was —

(i) at the date of transfer to, or of entering employment under, the employing authority reckonable for the purpose of calculation of superannuation benefits under the Act of 1865 or the Act of 1869 ;

(ii) service for the purposes of the Act of 1909 ; or

(iii) employment under any other scheme approved by the Ministry under Regulation 13 (3) (*b*) (iv) :

Provided that if in the opinion of the Ministry any such employment as is mentioned in sub-paragraph (*b*) (iii) of this paragraph is not equivalent to contributing service under these regulations, account shall only be taken of that employment to the extent that the Ministry directs ;

(*c*) any period of employment or war service in respect of which the officer has made or is in the course of making payments under paragraph (7) of Regulation 13 ; and

(*d*) any other service which by virtue of these regulations is to be reckoned as contributing service.

(2) Any war service which is reckonable as a period of service under paragraph (4) of Regulation 13 in relation to any officer shall be reckonable as a period of contributing service if his service immediately before such war service is so reckonable.

(3) There shall be reckonable as non-contributing service in relation to the employment of an officer by an employing authority any service which is not reckonable as contributing service and which is not reckonable solely for the purpose of determining whether any benefit is payable under these regulations.

(4) Notwithstanding the provisions of the last preceding paragraph, any period of non-contributing service in respect of which the officer has made or is in the course of making payments in accordance with the provisions of the Third Schedule shall be reckonable as contributing service.

Special provisions relating to service under the Act of 1909.

15.—(1) Where a person, being an established officer or servant in the employment of the committee of management of a public mental hospital, will, if he remains in their employment, be transferred under the Act, the committee of management may, at any time before the date of transfer, with the consent of the Governor of Northern Ireland, exercise in relation to him the discretion conferred on them by section 2 (3) of the Act of 1909, notwithstanding that he has not become entitled to a superannuation allowance under that Act.

(2) Any decision given by a committee of management pursuant to paragraph (1) of this regulation in relation to any person shall cease to have effect if that person is not transferred as aforesaid.

(3) Where a decision has been given by a committee of management pursuant to paragraph (1) of this regulation in relation to any person that person shall, on becoming an officer on being transferred as aforesaid, be entitled to reckon as contributing service in relation to his employment as such officer any number of years in respect of which the decision was given.

Method of calculating service, contributing service and non-contributing service

16. For the purpose of making any calculation under these regulations in respect of an officer's service :—

(*a*) all periods of his service shall be aggregated ;

(*b*) all periods of his contributing service shall be aggregated ;

(*c*) his non-contributing service shall be calculated by deducting all completed years of his contributing service from his service, and if his non-contributing service as so calculated includes a fraction of a year, that fraction shall, if it exceeds six months, be treated as a year, and in any other case be disregarded :

Provided that for the purpose of calculating the amount of any benefit payable to or in respect of an officer employed whole-time in a single employment who had formerly been employed in a part-time capacity otherwise than as a practitioner, the period of part-time service shall be treated as though it were whole-time service for a proportionately reduced period.

Meaning of average remuneration

17. For the purposes of these regulations, the average remuneration of a person in relation to his employment as an officer by any employing authority means the annual average of the remuneration of his employment by that authority, and of any other employment or war service reckonable by him as contributing service or non-contributing service in relation to that employment, for an aggregate period of three years during which he was so employed or engaged in war service as aforesaid, ending on the date on which he ceased to hold his employment as such officer, or, if he died while still such officer and before attaining pensionable age, the date of his death, or, if he attained pensionable age before ceasing to be such officer or dying, the date on which he attained pensionable age :

Provided that —

(*a*) in the case of an officer transferred under the Act who had attained pensionable age before being so transferred, the calculation shall be made by reference to an aggregate period of three years ending on the appointed day ;

(*b*) in the case of an officer who, on a reduction in his remuneration, made contributions in accordance with Regulation 4 (2), the remuneration on which he so made contributions in respect of the period during which his remuneration was reduced shall be deemed to have been the remuneration of his employment during that period ;

(*c*) in the case of an officer who made contributions in accordance with Regulation 4 (3), the remuneration on which he so made contributions shall be deemed to have been the remuneration of his employment ;

(*d*) in the case of an officer whose remuneration was reduced or suspended by reason of his absence from duty owing to illness or injury, no account shall be taken of the reduction or suspension ;

(*e*) the remuneration of an officer in respect of any period of war service which is reckonable as service under Regulation 13 (4) shall be deemed to have been the remuneration of the employment he left to engage in war service;

(*f*) if the officer, having been previously engaged in whole-time employment, is engaged in the part-time employment of each of two or more authorities, the remuneration of the whole-time employment shall be treated as attributable to those part-time employments and shall be apportioned between them; and

(*g*) the average remuneration of an officer whose contributing service and non-contributing service is less in the aggregate than three years shall be deemed to be the annual average of his remuneration for such shorter period.

Return of contributions

18—(1) Every officer who on ceasing to be employed is not entitled to a pension or retiring or injury allowance or a short service gratuity, and any person who, though not ceasing to be employed, ceases to be an officer to whom these regulations apply, shall be entitled to receive from the Ministry a return of his contributions, together with compound interest thereon:

Provided that—

(*a*) if an officer ceases to be employed by reason of his resignation or dismissal in consequence of an offence of a fraudulent character or of misconduct committed by him in connection with the performance of the duties of his employment or otherwise in relation to his employment, there shall be no right to a return of contributions, but the Ministry may, if it thinks fit, return to him or pay to his spouse or any dependant a sum equal to the whole or a part of his contributions, with interest; and

(*b*) if any of the contributions were made under an enactment or scheme in the benefits of which the person participated before becoming an officer, and the officer has ceased to be employed in circumstances in which under that enactment or scheme those contributions would have been returnable or might have been returned without interest, no interest shall be calculated on the contributions so made up to the date on which he became an officer.

(2) If an officer dies, and no death gratuity is payable in respect of his death his legal personal representatives shall be entitled to receive from the Ministry the amount of his contributions, together with compound interest thereon.

(3) References in these regulations to an officer's contributions include references to:—

(*a*) any sums contributed by him under Regulation 4 ;

(*b*) any sums paid by him by way of additional contributory payments ;

(*c*) any sums contributed or treated as having been contributed by him under the Act of 1909 ; and

(*d*) any sums contributed by him under any scheme approved by the Ministry under Regulation 13 (3) (*b*) (iv) ;

but only in so far as any such sums have not been returned to and retained by him, and are attributable to service which might have been reckoned under these regulations in relation to the employment he has ceased to hold or in which he has died.

Calculation of interest on contributions

19. Where under any of these regulations provision is made for the calculation of compound interest on the contributions of an officer, that calculation, unless otherwise provided, shall be made at the rate of two and one-half per cent. per annum, with half-yearly rests, up to the date of his death, or, if he ceased to be an officer before he died, the date on which he ceased to be an officer, and shall begin to run from the first day of the half-year commencing on the first day of April or the first day of October following the half-year in which the contributions were made :

Provided that —

(*a*) if any of the contributions were made under an enactment or scheme in the benefits of which the officer participated before becoming an officer, and that enactment or scheme made provision for the calculation of interest on contributions returned thereunder in a different manner from that provided by this regulation, interest on the contributions so made shall be calculated in the manner provided by that enactment or scheme up to the date on which he became an officer, or, if he received a return of those contributions before that date, up to the date of such return ; and

(*b*) where an officer, having received a return of contributions on or after ceasing to hold some former employment, has paid or repaid those contributions to the employing authority in accordance with proviso (*a*) to Regulation 13 (2), then —

(i) if those contributions were so returned without interest, the interest thereon shall not begin to run until the first day of the half-year following that in which those contributions were so paid or repaid as aforesaid ; and

(ii) if those contributions were so returned with interest, no interest shall be calculated thereon between the date on which they were returned and the first day of the half-year following that in which they were so paid or repaid as aforesaid.

Conditions attaching to grant of pension or injury allowance

20.—(1) Where a person who has not attained the age of sixty years is in receipt of a pension under Regulation 5 (*a*) (i) or an injury allowance, and the Ministry is satisfied that he has become capable of resuming the duties of his employment, it may require him to enter the employment of any employing authority in any capacity for which his previous experience may render him suitable, and if he declines to enter that employment, or declines or neglects to discharge satisfactorily the duties thereof, he shall not be entitled to any payment on account of the pension or allowance in respect of any period before he attains the age of sixty years :

Provided that the Ministry shall not require a person to whom this paragraph applies to enter the employment of an employing authority if that person has entered or enters any other employment approved by the Ministry, so long as he continues in employment so approved.

(2) The Ministry may require a person to whom paragraph (1) of this regulation applies to submit himself to a medical examination by a registered medical practitioner selected by the Ministry, and, if it does so, it shall also offer the person an opportunity of submitting a report from the person's own medical adviser as a result of an examination made by him, and the Ministry shall take that report into consideration, together with the report of the medical practitioner selected by the Ministry.

(3) If a person fails to comply with a requirement made under the last preceding paragraph he shall be treated as if the Ministry were satisfied that he had become capable of resuming the duties of his employment.

(4) Where the Ministry is satisfied that a person to whom paragraph (1) of this regulation applies is capable of resuming the duties of his employment but the person is unwilling to accept employment under an employing authority which has been offered to him, and the Ministry has not approved any other employment he may have entered or proposes to enter, the Ministry, before requiring him to enter the employment which has been offered to him or any other employment, shall refer the matter to a referee or board of referees designated for the purpose by the Ministry of Labour and National Insurance for Northern Ireland and shall consider the advice they tender, after having interviewed the person and afforded him an opportunity of stating his case, as to whether, regard being had to his previous experience and all the circumstances of the case, it being assumed that he is capable of resuming the duties of his employment, it would be reasonable to require him to enter the employment which has been offered to him or any other employment specified by the referee or board of referees.

Pensioner accepting further employment

21.—(1) Where a person entitled to a pension or injury allowance

enters employment, whether pursuant to the provisions of the last preceding regulation or otherwise, the remuneration of which is payable out of public funds, he shall not, so long as he holds that employment, be entitled to receive any greater amount of the pension or allowance than would make up the amount, if any, by which the annual emoluments of that employment fall short of the annual remuneration or average remuneration of the employment in relation to which he became entitled to the pension or allowance, whichever is the greater.

(2) Where such a person as aforesaid (other than a person to whom Regulation 20 applies) proposes to accept further employment the remuneration of which will be payable out of public funds, he shall inform his prospective employer that he is so entitled, and, if he enters that employment, shall forthwith give notice in writing to the Ministry that he is so employed.

Option to transferred officers to retain rights corresponding with those enjoyed prior to transfer

22.—(1) Where a person, on being transferred under the Act, becomes an officer in the employment of any employing authority, having immediately before becoming such officer been subject to the provisions of —

(*a*) the Act of 1865 ;

(*b*) the Act of 1869 ;

(*c*) the Act of 1909 ; or

(*d*) any scheme approved by the Ministry under Regulation 13 (3) (*b*) (iv) ;

then, if he notifies the employing authority in writing within three months after becoming such officer that he does not wish to avail himself of the benefits provided by these regulations, the provisions of this Part shall apply to and in respect of him, as if, in relation to his employment as such officer, they required him to make the like contributions (if any) as he would have been liable to make and conferred upon him rights corresponding with those which he would have enjoyed if he had remained subject to the enactment or scheme previously applicable in his case, and those provisions shall continue so to apply to and in respect of him so long as he is an officer of any employing authority without a break in employment of more than twelve months, and without his having during any break in employment become entitled to participate in superannuation benefits by virtue of employment otherwise than under an employing authority :

Provided that —

(*a*) if a person who has exercised the option conferred by the foregoing provision to retain rights corresponding with those enjoyed under the Act of 1909 was immediately before being transferred under the Act an established officer or servant

of the first class under the Act of 1909 or a person to whom the Superannuation (Prison Officers) Act, 1919, applied, and is at any time employed otherwise than for the purposes of a hospital or part of a hospital used for the treatment of mental patients or an institution or part of an institution used for the treatment of defectives, the option shall cease to have effect; and

(*b*) if a person (other than a mental health officer) who has exercised the said option to retain rights corresponding with those enjoyed under any enactment or scheme at any time becomes a mental health officer, he may, if he notifies the employing authority in writing within one month after becoming such an officer that he so desires, avail himself of the benefits provided by these regulations in lieu of the rights to which he was previously entitled, and, if he does so, the option shall cease to have effect.

(2) The provisions of the preceding paragraph shall apply to an officer who attains pensionable age within three years after being transferred under the Act as if on becoming an officer he had exercised the option thereby conferred to retain rights corresponding with those enjoyed by him prior to transfer.

Benefits of transferred officers who do not exercise option to retain previous rights

23.—(1) The provisions of this regulation shall apply in the case of any officer to whom the last preceding regulation applies (other than an officer who was subject immediately before becoming an officer to an enactment or scheme which included a title to a death gratuity among its benefits), and who does not exercise the option thereby conferred, or in whose case any option exercised thereunder has ceased to have effect.

(2) The amount of any retiring allowance payable to any such officer shall be increased by one-half per cent. in respect of each year of contributing service, and one-quarter per cent. in respect of each year of non-contributing service, reckonable, in the case of an officer who did not exercise the option, in respect of any period prior to his becoming an officer, or, in the case of an officer who exercised the said option but in whose case the option has ceased to have effect, in respect of any period prior to the date on which the option ceased to have effect:

Provided that where the whole or any part of the retiring allowance payable to the officer in respect of any such period as is mentioned in this paragraph falls to be calculated, in the case of any year of contributing service by reference to one-eightieth of the officer's average remuneration, and in the case of any year of non-contributing service by reference to one one-hundred-and-sixtieth of such remuneration, one and one-half per cent. shall be substituted for one-half per cent. in

respect of each such year of contributing service, and three-quarters per cent. shall be substituted for one-quarter per cent. in respect of each such year of non-contributing service.

Persons subject to non-statutory superannuation schemes and arrangements

24.—(1) (*a*) Where any person (other than a person to whom Regulation 22 applies), on being transferred under the Act on the appointed day, becomes an employee of an employing authority and was, on the 19th day of March, 1946, and immediately before becoming such employee, subject to a Superannuation Scheme (as defined in sub-paragraph (*b*) of this paragraph), then, subject to the provisions of paragraph (4) of this regulation, the Ministry shall pay the contributions authorised or required by the Scheme to be paid by the employer, and the provisions of this and the next succeeding regulation shall apply to such employee, but no other provisions of these regulations shall apply to him :

Provided that —

(i) the provisions of this paragraph shall only apply to such employee if the body administering the Scheme consents and enters into the necessary arrangements with the Ministry for the purpose ;

(ii) no contributions authorised or required by the Scheme to be paid by the employer shall be payable by the Ministry in respect of any policy of insurance taken out under the Scheme on or after the said 19th day of March, 1946, unless the Ministry, with the consent of the body administering the Scheme, and subject to such arrangements as it may make with that body, think fit to pay such contributions.

(*b*) for the purposes of this paragraph " a Superannuation Scheme " means either the Superannuation Scheme operated under the Federated Superannuation System for Universities or the Federated Superannuation Scheme for Nurses and Hospital Officers.

(*c*) the foregoing provisions of this regulation shall apply in the case of any person transferred in consequence of the acquisition by the Authority under Section 67 of the Act of a hospital at or for the purposes of which the person was employed at the date of acquisition :

Provided that in relation to any such person there shall be substituted for the 19th day of March, 1946, such later date as the Ministry may determine.

(2) Where any such person as is mentioned in paragraph 1 of this regulation (being a person other than a person to whom Regulation 22 applies) was, immediately before becoming an employee of an employing authority either (*a*) subject to any superannuation scheme of a

similar character to the schemes therein mentioned, or (*b*) was participating or had reasonable expectations of participating in any other scheme or arrangements for securing superannuation benefits, then, subject to the provisions of paragraph (4) and paragraph (5) of this regulation, the Ministry may, if any relevant scheme continues to be administered by a body, with the consent of and subject to such arrangements as it may make with that body, pay the contributions authorised or required by that scheme to be paid by the employer, and in any other case may carry out the relevant scheme or arrangements, and in that event the employee shall not be subject to any provisions of these regulations except those contained in this and the next succeeding regulation.

(3) Where an employee of an employing authority (not being an employee to whom either paragraph (1) or paragraph (2) of this regulation applies) was, immediately before entering the employment of that authority, subject to either of the superannuation schemes mentioned in the said paragraph (1) or to any other scheme approved by the Ministry for the purposes of this paragraph, then, subject to the provisions of paragraph (4) of this regulation, the Ministry may, with the consent of the body administering the scheme and subject to such arrangements as it may make with that body, pay the contributions authorised or required by the scheme to be paid by the employer and in that event the provisions of this and the next succeeding regulation shall apply to such employee, but no other provisions of these regulations shall apply to him.

(4) The provisions of paragraphs (1), (2) or (3) of this regulation shall only apply to an employee (*a*) if he so requests the employing authority in writing within three months after becoming such employee or within such longer period after that time as the Ministry may in any particular case determine, and (*b*) so long as he remains without a break of more than a month at any one time an officer in the employment of any employing authority.

(5) In the case of a person to whom paragraph (2) of this regulation applies, the Ministry shall consider all the circumstances of the case, including any change which may have occurred on the person becoming an officer in the emoluments previously enjoyed by him, with a view to determining whether undue hardship would result if the provisions of paragraph (2) of this regulation were not applied.

(6) Where contributions are paid by the Ministry under any of the foregoing provisions of this regulation in respect of any person the employing authority shall deduct from that person's remuneration the amount of the contributions required by the scheme to be paid by the employee, and shall pay the same to the Ministry, together with the like contributions which they would have paid in respect of that person under Regulation 4, but for the provisions of this regulation.

Supplementary payments in the case of special classes of officers

25.—(1) The provisions of this regulation shall apply in the case of any person who, on being transferred under the Act, or in consequence of the acquisition by the Authority under Section 67 of the Act of a hospital at or for the purposes of which he was employed at the date of acquisition, becomes an officer of an employing authority, and who had been engaged, for not less than ten years prior to his becoming an officer, in employment solely or mainly at or for the purposes of any hospital which has been transferred to or acquired by the Authority under the Act :

Provided that if he left any such employment as aforesaid in order to undertake war service and within six months after the termination of that service returned to any such employment as aforesaid, the period of that service shall be treated as if it were such employment as aforesaid.

(2) If any person to whom this regulation applies (not being a person to whom paragraph (1), (2) or (3) of the last preceding regulation applies), immediately before becoming an officer, was not participating in superannuation benefits, or was so participating otherwise than under the Act of 1865, the Act of 1869, or the Act of 1909, and if on the nineteenth day of March, 1946 (or such later date as the Ministry may determine in the case of a person who had been employed at or for the purposes of a hospital so acquired by the Authority as aforesaid), and immediately before becoming an officer, he had reasonable expectations that on his retirement from his employment or on his death superannuation benefits would become payable to or in respect of him, then, unless those benefits were secured to him as such participant as aforesaid, and on becoming an officer he received some benefit on account thereof, if he remains without a break of more than twelve months at any one time in employment as an officer of any employing authority or as an officer to whom Regulation 33 applies, the Ministry, with the approval of the Ministry of Finance, on his ceasing to be employed or on his death, may make such payments, supplementary to any superannuation benefits which may become payable to or in respect of him, as the Ministry considers equitable, having regard to the fact that in the calculation of those superannuation benefits account is not taken of any such employment before he became an officer as is mentioned in paragraph (1) of this regulation.

(3) If any person to whom this regulation applies, being also a person to whom paragraph (1), (2) or (3) of the last preceding regulation applies, had, on the nineteenth day of March, 1946 (or such later date as the Ministry may determine in the case of a person who had been employed at or for the purposes of a hospital so acquired by the Authority as aforesaid), and immediately before becoming subject to that paragraph, reasonable expectations that on his retirement from his employment or on his death superannuation benefits, in addition to those secured to him as a participant in any such scheme as is mentioned in

that paragraph, would become payable to or in respect of him, then, if he remains without a break of more than twelve months at any one time in employment as an officer of any employing authority, the Ministry, on his ceasing to be employed or on his death, may make such payments, supplementary to any superannuation benefits which may become payable to or in respect of him, as the Ministry of Finance may approve, in respect of such expectations as aforesaid.

(4) For the purposes of the last two preceding paragraphs, a person shall not be treated as having had a break in employment if he leaves such employment as an officer as is therein mentioned in order to undertake war service, and returns to any such employment as aforesaid within six months after the termination of that service.

(5) An officer shall not be entitled to have his case considered under this regulation unless within three months after the date on which he becomes an officer, or such longer period as the Ministry may in any particular case allow, he furnishes the employing authority with a written application for the purpose, and any officer so applying shall furnish the employing authority or the Ministry with such relevant information as may be required.

Benefits in case of late entrants

26. Where a person who becomes an officer of an employing authority after attaining the age of thirty-five years is not entitled to reckon any previous employment as service, the Ministry may, if satisfied that there are exceptional reasons for so doing, within six months after his becoming an officer, direct that the length of his service as such officer shall for the purposes of determining whether he is entitled to any benefit under these regulations and of calculating any such benefit be treated as eight-fifths of the actual length thereof :

Provided that —

(*a*) in relation to an officer in respect of whom a direction is given no account shall be taken of the service of that officer before attaining the age of forty years ; and

(*b*) notwithstanding the direction, this regulation shall not have effect so as to prevent or reduce any benefit under these regulations which might have been granted had the direction not been given.

Holders of joint appointments

27. Where one of the holders of a joint appointment under an employing authority ceases to hold his appointment and the appointment of the other is thereby determined, then that other, if he is an officer to whom this Part applies, and has either attained the age of fifty years and completed ten years service, or has completed twenty years service, shall be entitled to receive a pension and retiring allowance, calculated in accordance with the provisions of Regulation 6 :

Provided that this regulation shall not apply in any case where a joint appointment is determined in consequence of the misconduct of one of the holders thereof.

Female Nurses and Physiotherapists, and Midwives

28. These regulations, in their application to female nurses and physiotherapists, and midwives shall have effect subject to the modification that in Regulations 5 and 20 (1) fifty-five years shall be substituted for sixty years.

Mental Health Officers

29. These regulations, in their application to any mental health officer who has been employed for an aggregate period of at least twenty years as such an officer or as a person to whom the Act of 1909 applied as an established officer or servant of the first class or as a person to whom the Superannuation (Prison Officers) Act, 1919, applied, shall have effect subject to the following modifications :—

(*a*) in Regulations 5 and 20 (1), fifty-five years shall be substituted for sixty years ; and

(*b*) for the purposes of Regulations 6, 9 (2) and 10, the proviso to Regulation 11 (1) and Regulations 30 (3) and 30 (4), account shall be taken as if it were two years of every year in excess of twenty years of contributing service as a mental health officer or of contributing service so reckonable by such an officer by virtue of such employment as aforesaid :

Provided that —

(i) in the case of a female nurse who is a mental health officer the provisions of Regulation 28 shall also apply ; and

(ii) in the calculation of the period of employment of twenty years for the purposes of this regulation account may be taken of any additional period of contributing service which an officer may be entitled to reckon under the provisions of Regulation 15.

Modification of benefits and obligations under these regulations in connection with the National Insurance Act (Northern Ireland), 1946

30.—(1) Subject to Regulation 22 and paragraphs (4) to (9) of this regulation, the provisions of these regulations shall, as from the appointed day for the purposes of section 1 of the National Insurance Act (Northern Ireland), 1946, apply in relation to every officer of an employing authority, subject to the modifications contained in paragraph (2) of this regulation, and in relation to every person in receipt of a pension under these regulations, subject to the modifications contained in paragraph (3).

(2) The amount of the contributions to be paid by an officer under Regulation 4 shall be reduced at the rate of three pounds and eightpence per annum in the case of a man or a female nurse (including a female nurse who is a mental health officer) or physiotherapist, or midwife, and at the rate of three pounds and five shillings per annum in the case of a woman other than a female nurse (including a female nurse who is a mental health officer) or physiotherapist, or midwife, and the amount of the contributions to be paid in respect of the officer by the employing authority shall be reduced at the like rate :

Provided that —

(*a*) in the case of a mental health officer who has completed twenty years contributing service attributable to employment as such an officer or as a person to whom the Act of 1909 applied as an established officer or servant of the first class or as a person to whom the Superannuation (Prison Officers) Act, 1919, applied, the amount of the reductions shall be doubled ; and

(*b*) in the case of an officer who is a self-employed person within the meaning of the National Insurance Act (Northern Ireland), 1946, the amount by which his contributions are to be reduced shall be doubled, and the employing authority's contributions shall not be reduced.

(3) As from the date on which an officer becomes entitled to a pension under these regulations, or, if on becoming entitled to such pension he has not reached pensionable age within the meaning of the National Insurance Act (Northern Ireland), 1946, as from the date on which he reaches that age, the pension shall be reduced —

(*a*) if he becomes an officer of an employing authority within twelve months after leaving employment in relation to which he was subject to the Act of 1909, as modified by regulations made under section 66 (4) of the National Insurance Act (Northern Ireland), 1946, or if he left that employment in order to undertake war service, within six months after the termination of that service, and remained an officer of an employing authority until becoming entitled to a pension, without any break of more than twelve months and if by virtue of the said regulations any superannuation allowance to which he might have become entitled under the enactment to which he was subject as aforesaid would have been reduced by reference to his age at the date on which the said regulations became applicable in relation to him —

(i) by the annual sum shown in the appropriate column of the relative Table set out in the Seventh Schedule in relation to an age which corresponds with his age at the date on which the said regulations became applicable in relation to him, for each year of contributing service on and after that date ; and

(ii) by one-half of the said annual sum for each year of non-contributing service on and after the date on which the said regulations became applicable in relation to him ;

(*b*) if, not being such a person as aforesaid, he became an officer on being transferred under the Act or in consequence of the acquisition by the Authority under section 67 of the Act of a hospital at or for the purposes of which he was employed at the date of acquisition, and remained an officer without any break of more than twelve months —

(i) by the annual sum shown in the appropriate column of the relative Table set out in the Seventh Schedule in relation to an age which corresponds with his age at the date on which he became an officer, for each year of contributing service on and after the appointed day for the purposes of section 1 of the National Insurance Act (Northern Ireland), 1946, or on and after the date on which he became an officer, whichever is the later ; and

(ii) by one-half of the said annual sum for each year of non-contributing service on and after the said date ; and

(*c*) in any other case, by the sum of one pound and fourteen shillings per annum for each year of contributing service on and after the appointed day aforesaid, and by the sum of seventeen shillings for each year of non-contributing service on and after that day :

Provided that —

(i) for the purposes of item (i) and (ii) of sub-paragraph (*a*) of this paragraph, any period of service as an officer of an employing authority prior to the appointed day for the purposes of the National Insurance Act (Northern Ireland), 1946, shall be disregarded ;

(ii) a person to whom sub-paragraph (*a*) or (*b*) of this paragraph applies shall not be treated as having had such a break as is therein mentioned if at any time he ceased to be an officer of an employing authority in order to undertake war service but re-entered employment in that capacity within six months after the termination of that service ; and

(iii) the total amount of the reduction shall in no case exceed sixty-seven pounds and fifteen shillings per annum.

(4) In the case of an officer who would, if he ceased to be employed, be entitled to a pension, and who has completed forty years contributing service, or forty years contributing service and non-contributing service, the non-contributing service being reckoned at half its actual length, any further service shall be disregarded for the purposes of paragraph (3) of this regulation.

(5) Paragraph (1) of this regulation shall not apply in the case of any person who in pursuance of paragraph (*a*) of sub-section (3) of section 68 of the National Insurance Act (Northern Ireland), 1946, is deemed to attain pensionable age on the expiration of ten years from the appointed day for the purposes of that section.

(6) Where a person is an officer in the part-time employment of two or more employing authorities, paragraph (1) of this regulation shall only apply in relation to him in his employment under that employing authority which is treated as his employer for the purposes of the National Insurance Act (Northern Ireland), 1946.

(7) Where an officer in the part-time employment of one or more employing authorities is also employed in other employment in which he is not entitled to participate in superannuation benefits provided by these regulations, and his employer in that other employment is treated as his employer for the purposes of the National Insurance Act (Northern Ireland), 1946, paragraph (1) of this regulation shall not apply, and in the event of his subsequently becoming an officer to whom that paragraph applies, no account shall be taken for the purposes of paragraph (3) of his service during the period in which this paragraph applied to him.

(8) Where a person becomes an officer of an employing authority within twelve months after leaving employment in relation to which he was subject to the Act of 1909, or if he left that employment in order to undertake war service within six months after the termination of that service, and, having in that employment been insured or deemed to have been insured under the National Health Insurance Acts (Northern Ireland), 1936-1938, as amended by the National Health Insurance, Contributory Pensions Act (Northern Ireland), 1941 (hereinafter called the National Health Insurance Acts), or the Widows', Orphans' and Old Age Contributory Pensions Act (Northern Ireland), 1936, or an insured person for the purposes of the National Insurance Act (Northern Ireland), 1946, and also been excepted from the provisions of any regulations made under section 66 (4) of the National Insurance Act (Northern Ireland), 1946, modifying the Act of 1909, paragraph (1) of this regulation shall not apply in relation to him, so long as he is an officer of an employing authority without any break of more than twelve months, and he gives notice in writing to the employing authority within three months after the day on which he becomes an officer, or the appointed day for the purposes of section 1 of the National Insurance Act (Northern Ireland), 1946, whichever day is the later, that he wishes paragraph (1) of this regulation to apply in relation to him, in which event that paragraph shall apply in relation to him as from the first day of the month or, in the case of a person in receipt of weekly remuneration, the first day of the week, next following the month or week, as the case may be, in which the notice is given :

Provided that a person to whom this paragraph applies shall not be treated as having had such a break as aforesaid if at any time he ceases to be an officer of an employing authority in order to undertake war service but re-enters employment in that capacity within six months after the termination of that service.

(9) Where a person is an officer of an employing authority on the appointed day for the purposes of section 1 of the National Insurance Act (Northern Ireland), 1946, or where a person is on war service on the said appointed day and becomes an officer of an employing authority within six months after the termination of that service, not being in

either case a person who has elected that the provisions of any regulations made under section 66 (4) of the said Act modifying the Act of 1909, should apply to him in relation to any previous employment in which he was subject to the said Act of 1909, or has had an opportunity of so electing during a period which has expired, then, unless he gives notice in writing to the employing authority within three months after the said appointed day or the date of his becoming an officer, as the case may be, that he wishes paragraph (1) of this regulation to apply in his case, that paragraph shall not apply in relation to him, so long as he is an officer of an employing authority without any break of more than twelve months , and in the event of his giving such notice as aforesaid that paragraph shall apply in relation to him as from the first day of the month or, in the case of a person in receipt of weekly remuneration, the first day of the week, next following the month or week as the case may be, in which the notice is given :

Provided that a person to whom this paragraph applies shall not be treated as having had such a break as aforesaid if at any time he ceases to be an officer of an employing authority in order to undertake war service but re-enters employment in that capacity within six months after the termination of that service.

(10) If during any period an officer pays no contributions under these regulations by reason of the fact that the amount of the reduction in his contributions provided for by this regulation equals or exceeds the amount of his contributions, he shall nevertheless be deemed for the purposes of Regulation 14 (1) (*a*) to have made the contributions required by these regulations in respect of that period.

Special conditions as to benefits

31.—(1) If the Ministry is of opinion that any service in respect of which an officer becomes entitled to any benefit under these regulations has been or will be taken into account for the purpose of any other benefit which has or may become payable to him out of public funds, the Ministry may make such deduction from the benefit under these regulations as may appear to it to be equitable, in order to secure that the officer may not receive in respect of the same service a benefit under these regulations as well as such other benefit as aforesaid.

(2) A pension or other benefit to which an officer, or the spouse or dependant of an officer, becomes entitled under these regulations shall be payable to, or in trust for, the person who is entitled to receive it, and shall not be assignable or chargeable with his debts or other liabilities.

Forfeiture of rights

32. An officer who is dismissed, resigns or otherwise ceases to hold his employment in consequence of an offence of a fraudulent character or of grave misconduct committed by him in connexion with the performance of the duties of his employment or otherwise in relation to his employment shall, if the Ministry so directs, forfeit all claim in

respect of his previous service to any superannuation benefits, whether provided under these regulations or under any enactment or scheme.

Application to employees of the Northern Ireland Tuberculosis Authority

33.—(1) As from the appointed day, these regulations shall apply to any person in the employment of the Northern Ireland Tuberculosis Authority as if such person were an officer of an employing authority :

Provided that in the case of any such person who immediately before becoming an officer was subject to the Act of 1865 or the Act of 1869 and who gives notice in writing to his employer within three months after the appointed day that he does not wish these regulations to apply to him, he shall, as from the appointed day, remain subject to the Act of 1865 or the Act of 1869, as the case may be, in like manner as though he were an officer to whom Regulation 22 applies.

(2) For the purpose of the application of these regulations in accordance with the provisions of the preceding paragraph —

(*a*) the expression " female nurse " shall be deemed to include a female health visitor in the employment of the Northern Ireland Tuberculosis Authority ; and

(*b*) in the construction of proviso (ii) to Regulation 2 and paragraph (6) of Regulation 13 a person transferred under the Act shall be deemed to include a person in employment at or for the purposes of a hospital under the control of the Northern Ireland Tuberculosis Authority, and any period of employment or service in such hospital before the first day of September, 1947, shall be reckonable as a period of employment or service, as the case may be, for the purposes of those provisions.

Application to other officers engaged in health services

34. If the Ministry so directs, these regulations shall also apply, with any modifications or adaptations which the Ministry considers necessary or desirable, to any other person who would be an officer if he were in the employment of an employing authority and who is wholly or mainly engaged in health services, whether provided under the Act or otherwise, but not provided by a Health Authority or other local authority as if the person's employer were an employing authority.

Accounts and actuarial investigations

35.—(1) The Ministry shall keep an account in such form and prepared in such manner as the Ministry of Finance may approve of all revenue received and expenditure incurred by the Ministry under these regulations, and at the expiration of seven years after the appointed day, and at the expiration of every subsequent period of seven years, there shall be an actuarial investigation of the assets and liabilities of the Ministry in respect of the benefits provided by the Ministry under these regulations to determine what adjustments (if any) are needed to maintain a balance between the said assets and liabilities.

(2) The said account shall be subject to examination by the Comptroller and Auditor General.

PART II

MEDICAL AND DENTAL PRACTITIONERS

Application of regulations with modifications

36.—(1) These regulations shall apply, subject to the provisions of this and the next succeeding regulation, to every practitioner, as if he were an officer in the employment of the Board.

(2) Subject to the provisions of paragraph (5) of this Regulation, these regulations, as so applied, shall have effect in relation to any practitioner, other than an assistant practitioner, subject to the modification that for the definition of remuneration in Regulation 1 (3) there shall be substituted the following definition, namely—" ' remuneration ' means all payments made to the practitioner in respect of general medical services or general dental services provided by him, and of pharmaceutical services provided by him, less such sum on account of practice expenses as may be appropriate in accordance with a formula laid down by the Ministry for the purpose, and less the remuneration approved by the Ministry of any assistant practitioner in his employment:

Provided that if the practitioner is a party with any other practitioner or practitioners to a partnership agreement, and particulars of the agreement are disclosed to the Board, his remuneration shall be deemed to be such proportion of the total remuneration of such practitioners as the proportion of his share in the partnership profits bears to the total of the shares of such practitioners in those profits ; "

(3) Subject to the provisions of paragraph (5) of this regulation, these regulations, as so applied, shall have effect in relation to any practitioner, subject to the following modifications :—

(*a*) Regulation 4 (2) shall not apply ;

(*b*) if the practitioner made contributions during any period in accordance with Regulation 4 (3), the remuneration on which he so made contributions shall be deemed to have been his remuneration in respect of that period ;

(*c*) if during any period the remuneration of the practitioner was reduced or suspended by reason of his absence from his employment owing to illness or injury, he shall be deemed to have continued to receive remuneration in respect of that period at the same annual rate as that at which he was receiving remuneration immediately before the reduction or suspension ;

(*d*) for Regulation 6 there shall be substituted the following provision, namely :—

"6.—(1) The pension to be paid to a practitioner shall be on the following scale, that is to say :—

(*a*) in respect of each year of contributing service as a practitioner, one and one-half per cent. of his remuneration for that year ;

(*b*) in respect of each year of contributing service otherwise than as a practitioner, one-eightieth of his average remuneration at the date on which he last ceased to be employed in such other capacity ; and

(*c*) in respect of each year of non-contributing service, one one-hundred-and-sixtieth of his average remuneration at the date on which he last ceased to be employed in such other capacity :

Provided that —

(i) in the case of a practitioner whose contributing service as a practitioner exceeds forty years, and who has no service in any other capacity, the pension shall be calculated by reference to the last forty years of such contributing service ;

(ii) in the case of a practitioner whose service includes service in any other capacity, and whose contributing service, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the pension shall be an amount obtained by multiplying the amount of the pension which would have been payable apart from this proviso by forty, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid ; and

(iii) in the case of a practitioner who is entitled to a pension under Regulation 5 (*a*) (i), and whose service in any capacity is less than twenty years, any non-contributing service being reckoned at half its actual length, the pension shall be an amount obtained by multiplying the amount of the pension which would have been payable apart from this proviso by such number of years' service, not exceeding twenty, as he could have completed before attaining pensionable age, any non-contributing service being reckoned as aforesaid, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid.

(2) The retiring allowance to be paid to a practitioner shall be a sum equal to the aggregate of the following amounts, namely —

(*a*) in respect of each year of contributing service as a practitioner, four and one-half per cent. of his remuneration for that year ;

(*b*) in respect of each year of contributing service otherwise than as a practitioner, three-eightieths of his average remuneration at the date on which he last ceased to be employed in such other capacity ; and

(*c*) in respect of each year of non-contributing service, three one-hundred-and-sixtieths of his average remuneration

at the date on which he last ceased to be employed in such other capacity :

Provided that —

(i) in the case of a married male practitioner in respect of whose service a widow's pension may become payable under these regulations, one and one-half per cent. shall be substituted for four and one-half per cent. in sub-paragraph (*a*) of this paragraph, one-eightieth shall be substituted for three-eightieths in sub-paragraph (*b*) and one one-hundred-and-sixtieth shall be substituted for three one-hundred-and-sixtieths in sub-paragraph (*c*) ;

(ii) in the case of a practitioner who is a widower or who is divorced or judicially separated from his wife, the wife's death or the divorce or separation having taken place on or after the date on which he first became subject to these regulations, whether by virtue of this Part or Part I, one and one-half per cent. shall be substituted for four and one-half per cent. in sub-paragraph (*a*) of this paragraph in relation to each year of contributing service as a practitioner before the date of his wife's death or the divorce or separation, as the case may be, one-eightieth shall be substituted for three-eightieths in sub-paragraph (*b*) in relation to each year of contributing service otherwise than as a practitioner before the said date, and one one-hundred-and-sixtieth shall be substituted for three one-hundred-and-sixtieths in relation to each year of non-contributing service before the said date ;

(iii) in the case of a practitioner whose contributing service as a practitioner exceeds forty years, and who has no service in any other capacity, the sum to be calculated under the foregoing provisions of this paragraph shall be calculated by reference to the last forty years contributing service ;

(iv) in the case of a practitioner whose service includes service in any other capacity, and whose contributing service, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the amount of the allowance shall be an amount obtained by multiplying the amount of the allowance which would have been payable apart from this proviso by forty, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid ; and

(v) in the case of a practitioner to whom no pension is payable, if the amount of the allowance, calculated as aforesaid, is less than the amount of his contributions, together with compound interest thereon, the allowance shall be increased by the amount of the deficiency." ;

(*e*) if a death gratuity becomes payable in respect of a practitioner, then, for the reference in Regulation 10 to a sum to be calculated by reference to a fraction of a person's average remuneration in respect of each year of service, there shall be substituted a reference to a sum obtained by the addition of the following amounts, namely :—

(i) in respect of each year of contributing service as a practitioner, four and one-half per cent. of his remuneration for that year, or if a widow's pension is payable under these regulations in respect of his death, one and one-half per cent. thereof ;

(ii) in respect of each year of contributing service otherwise than as a practitioner, three-eightieths of his average remuneration at the date on which he last ceased to be employed otherwise than as a practitioner, or if a widow's pension is payable as aforesaid, one-eightieth thereof ; and

(iii) in respect of each year of non-contributing service, three one-hundred-and-sixtieths of his average remuneration at the said date, or if a widow's pension is payable as aforesaid, one one-hundred-and-sixtieth thereof :

Provided that —

(*i*) in the case of a practitioner whose contributing service as a practitioner exceeds forty years, and who has no service in any other capacity, the said sum shall be calculated by reference to the last forty years contributing service ; and

(*ii*) in the case of a practitioner whose service includes service in any other capacity, and whose contributing service, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the sum to be obtained shall be obtained by multiplying by forty the amount of the sum which would have been obtained apart from this proviso, and dividing the product by the number of years of actual service, any non-contributing service being reckoned as aforesaid ;

(*f*) where a practitioner has previously been an officer by virtue of Part I, not having been a practitioner prior to becoming such officer, and his service otherwise than as a practitioner, any non-contributing service being reckoned at half its actual length, does not exceed ten years, such service shall be treated for the purposes of these regulations as if it were contributing service as a practitioner, any non-contributing service being reckoned as aforesaid ;

(*g*) where a practitioner is simultaneously employed as an officer of an employing authority in some other capacity, these regulations shall apply in relation to him as if in such employment he were a practitioner, and as if the remuneration of

that employment were his remuneration as such practitioner ;

(*h*) paragraph (*c*) of Regulation 16 shall not apply in respect of service as a practitioner, and if a practitioner's contributing service, after deducting all completed years of such service includes a fraction of a year, that fraction shall, if it exceeds six months, be treated as a year, and in any other case be disregarded ;

(*i*) for the purposes of Regulation 21 further employment as a practitioner between the ages of sixty-five and seventy years in the case of a person who became entitled to a pension as a practitioner on or after attaining the age of sixty-five years shall be disregarded ;

(*j*) for the purposes of Regulation 30 (3) (*b*), a practitioner on the list of the Board on the appointed day shall be deemed to have become an officer on being transferred under the Act ; and

(*k*) where any person holding a contract or policy of insurance with any of the Life Assurance Companies becomes a practitioner on the appointed day, then, if he so requests the Board in writing within three months after the appointed day, the Ministry may agree that the practitioner shall not, so long as he continues to be a practitioner, become subject to any provisions of these regulations except this provision, and in that event the Ministry shall, subject to such terms and conditions as the Ministry may determine, pay to him as a contribution towards the maintenance of the contract or policy an amount equal to eight per cent. of his remuneration as a practitioner as defined in paragraph (2) of this regulation.

(4) These regulations, as so applied, shall have effect in relation to any assistant practitioner subject to the following further modifications :—

(*a*) in the definition of remuneration in Regulation 1 (3), in line 1, after the word ' means ' there shall be inserted the following words, namely " the whole or such part as the Ministry may approve of ", in line 3 the word " including " shall be substituted for the words " and includes ", and in lines 4 and 5, the words " but not including " shall be substituted for the words " but does not include " ; and

(*b*) the practitioner shall be deemed to be the employing authority for the purposes of Regulation 4 but shall remit to the Board any contributions payable under that regulation.

(5) Paragraph (1) and the modifications contained in paragraph (2) and in sub-paragraphs (*g*), (*i*) and (*k*) of paragraph (3) of this regulation shall not apply in relation to a person rendering specialist services pursuant to section 21 of the Act.

Special provisions relating to service before the appointed day as dispensary medical officers and hospital officers

37.—(1) These regulations shall apply to a practitioner who prior to the appointed day was subject to the Medical Officers' Superannuation (Ireland) Act, 1869, as a dispensary medical officer, subject to the following modifications —

(*a*) paragraph (2) of Regulation 13 shall not apply ;

(*b*) sub-paragraph (*b*) of paragraph (1) of Regulation 14 shall not apply ;

(*c*) paragraph (1) of Regulation 6 shall have effect so that where the practitioner's contributing service as such practitioner does not amount to forty years the Ministry may, on his retirement on grounds of age or incapacity, pay to him, in addition to the pension or other benefit to which he may be entitled under these regulations, an additional pension or allowance in respect of his period of employment as a dispensary medical officer ;

(*d*) there shall be reckonable as service, for the purpose of determining whether any benefit is payable to or in respect of him but not for the purpose of calculating any benefit to which he may become entitled, any period of employment as a dispensary medical officer prior to his becoming a practitioner.

(2) Where the total service of a practitioner to whom the last preceding paragraph applies, being service as a dispensary medical officer and contributing service under these regulations, does not in the aggregate exceed forty years the Ministry may, for the purposes of the last preceding paragraph and on being satisfied that it is just and reasonable so to do, add a number of years to the number of years of actual service as a dispensary medical officer :

Provided that —

(i) the number of years added in accordance with the foregoing provisions of this paragraph shall not exceed the number which might have been added had he retired from his dispensary office on the day preceding the appointed day ; and

(ii) the addition shall be such that the total period of service of the practitioner both as a dispensary medical officer and as a practitioner under these regulations together with the years so added as aforesaid shall not exceed forty years.

(3) The preceding paragraphs of this regulation shall apply to a practitioner who, prior to the appointed day, was subject to the Medical Officers' Superannuation Act (Ireland) 1869, as a medical officer in part-time employment on the staff of a hospital for a period of not less than ten years.

(4) Paragraphs (1) and (2) of this regulation shall not apply in the case of a person who is or has been at any time in receipt of a pension

or other allowance in respect of his period of employment as a dispensary medical officer.

PART III

MISCELLANEOUS

Rights on transfer to non-statutory superannuation schemes and approved employment

38.—(1). Where a person within twelve months after ceasing to be employed as an officer by an employing authority and without having received a return of contributions or become entitled to any other benefit under these regulations becomes a participant in the superannuation scheme operated under the Federated Superannuation System for Universities or the Federated Superannuation Scheme for Nurses and Hospital Officers or any other superannuation scheme approved by the Ministry, he may within three months thereafter notify the Ministry that he desires the provisions of this paragraph to apply to him, and, in that event, the Ministry may, if the body administering the scheme undertakes to invest or secure the investment of such sum for his benefit under the scheme, and to comply with the provisions of the next succeeding paragraph, pay to that body a sum not exceeding the amount of the transfer value which would have been payable under Regulation 41 had he become an employee of a local authority in circumstances to which that regulation applies.

(2) If a person to whom the preceding paragraph has been applied ceases to participate in the scheme in circumstances in which the only benefit to which he becomes entitled is a sum by way of the return of any of his contributions thereunder, the body administering the scheme shall also pay to him a sum equal to the amount which would have been paid to him by way of a return of his contributions under these regulations on his ceasing to be employed as an officer of an employing authority, and shall refund to the Ministry an amount equal to the sum paid by the Ministry under the preceding paragraph in respect of him, after the deduction therefrom of a sum equal to the amount paid to him by way of a return of his contributions under these regulations, and the addition thereto of an amount equal to interest on the sum so paid by the Ministry, as from the date of payment, at the rate which would have been payable under the scheme on contributions returned thereunder at the date on which the sum was paid by the Ministry.

(3) If such a person as is mentioned in the last preceding paragraph, within twelve months after ceasing so to participate in the scheme and within five years after ceasing to be employed as an officer by an employing authority, again becomes an officer of an employing authority to whom Part I of these regulations applies, he shall be entitled, if he pays or repays to the employing authority any contributions under these regulations returned to him by the body administering the scheme, to reckon as service and contributing service respectively, all periods of employment or war service which he was so entitled to reckon in relation to his employment under the former employing authority immediately before the date on which he ceased to be employed by them.

(4) Where a person within twelve months after ceasing to be employed as an officer by an employing authority, and without having received a return of contributions or become entitled to any other benefit under these regulations, enters employment in which he does not become entitled to reckon his service under these regulations for the purpose of participating in any superannuation benefits, otherwise than for the sole purpose of determining whether any such benefits are payable, he may, unless he is a person to whom paragraph (1) of this regulation has been applied, within three months after entering that employment, apply to the Ministry to approve the employment for the purposes of this paragraph, and if the employment is so approved and —

(*a*) if he ceases to hold that employment, or any other employment approved by the Ministry for the purposes of this paragraph, in such circumstances, including that of his age, as, had they obtained when he ceased to hold his employment under the employing authority, would have entitled him to any benefit under these regulations, the Ministry may grant him that benefit, as from the date on which he ceases to hold the approved employment, calculated as if he had become entitled to that benefit at the date on which he ceased to be an officer of the employing authority;

(*b*) if he dies while in approved employment, the Ministry may grant the like benefits (if any) by way of widow's pension and death gratuity as would have been granted if he had died immediately before he ceased to be employed by the employing authority; or

(*c*) if within twelve months after ceasing to hold approved employment he again becomes an officer of an employing authority to whom Part I of these regulations applies, he shall be entitled to reckon as service, and contributing service respectively all periods of employment or war service which he was so entitled to reckon in relation to his employment under the former employing authority immediately before the date on which he ceased to be employed by them:

Provided that in the application of Regulation 10 for the purpose of sub-paragraph (*b*) of this paragraph the reference to a sum equal to his average remuneration shall be disregarded.

Transfer values payable to the Ministry

39.—(1) Where a person becomes subject to these regulations (whether as an officer or as a practitioner) within twelve months after ceasing employment under a local authority in which he was subject to the Act of 1865 or the Act of 1869, or, in the case of a person who so ceased in order to undertake war service, within six months after the termination of that service, and without having received or become entitled to receive any benefit under the said Acts, a transfer value, calculated in accordance with the provisions of the Fourth Schedule, shall be payable to

the Ministry by the local authority by whom that person was last employed, he being in that employment subject to the Act of 1865 or the Act of 1869, as the case may be :

Provided that in the case of a person who before becoming an officer of an employing authority was last employed by a board of guardians which has been dissolved the transfer value payable as aforesaid shall be payable by the council of the county or county borough to which functions of that board of guardians have been transferred, and where functions of a board of guardians have been transferred to more than one council the transfer value payable shall be apportioned as may be agreed between those councils or, in default of agreement, as may be determined by the Ministry.

(2) Any sum payable to the Ministry in accordance with paragraph (1) of this Regulation shall—

(*a*) where the authority liable to make such payment is the council of a county or a board of guardians be defrayed out of the county rate or fund or the poor rate, as the case may be ;

(*b*) where the authority liable to make such payment is the council of a county borough, of a borough, or of an urban district be defrayed as expenses of that authority under the Public Health Acts (Northern Ireland), 1878 to 1946.

(3) Where a person becomes an officer of an employing authority within twelve months after ceasing to be subject to the Act of 1909, or, in the case of a person who so ceased in order to undertake war service, within six months after the termination of that service, and without having become entitled to any benefit under the Act of 1909 other than a return of contributions, the body by whom he was last employed under the Act of 1909 and any other body who would have been liable to contribute towards a superannuation allowance in respect of such officer under the act of 1909 had he become entitled to such an allowance on ceasing to be subject to the Act of 1909, or if such body has been dissolved or has ceased to exercise functions as such, the appropriate authority in relation to such body, shall pay a transfer value to the Ministry in accordance with the provisions of the Fifth Schedule.

(4) A transfer value payable on the appointed day under paragraph (1) or paragraph (3) of this regulation may, with the Ministry's consent, be paid by instalments of equal amounts spread over a period of not more than forty years after the appointed day, the first instalment to become payable on that date, and compound interest shall be payable on the amount for the time being unpaid at the rate of three per cent. per annum, with half-yearly rests.

(5) Where any such person as is mentioned in paragraph (3) of this regulation received a return of contributions on or after ceasing to be subject to the Act of 1909 and he does not make a payment to the employing authority in accordance with proviso (*a*) to Regulation 13 (2), the Ministry shall refund any transfer value or any payment on account of a transfer value received in respect of him under this regulation.

(6) Where a transfer value under paragraph (1) or paragraph (3) of this regulation becomes payable by two or more local authorities jointly, the sum payable shall be apportioned amongst those authorities in such manner as they may agree or, in default of agreement, as may be determined by the Ministry.

(7) In this regulation the term "appropriate authority" in relation to a body means the local authority, provided that in the case of a joint committee it means the local authorities who appointed the joint committee.

40.—(1) Where before the appointed day a superannuation fund is being maintained under any superannuation scheme or by or on behalf of the governing body of a voluntary hospital which by virtue of the Act will be dissolved on the appointed day, then, if the employees of that body who by virtue of contributions to that fund are participants in the benefits of that scheme, or some of those employees, will, if they remain in the employment of that body, be transferred under the Act and become officers of an employing authority, and if that scheme has been approved by the Ministry under Regulation 13 (3) (*b*) (iv), that body or the persons who on their behalf are maintaining the fund shall transfer the fund to the Ministry immediately before the appointed day, and the Ministry shall become liable for any payment by way of return of contributions to which any participant in the benefits of the scheme becomes entitled on the appointed day.

(2) Subject to the provisions of paragraph (1) of this regulation, where a person becomes an officer of an employing authority within twelve months after ceasing to be a contributor to a scheme approved by the Ministry under Regulation 13 (3) (*b*) (iv), not being a scheme for providing superannuation benefits by means of contracts or policies of insurance made or effected with any of the Life Assurance Companies, and without having become entitled to any benefit under the scheme other than a return of contributions, the body administering the scheme or any persons maintaining any fund for the purposes of the scheme or the successors in title of either that body or those persons shall, if the Ministry so requires, pay to the Ministry a transfer value of such amount as the Ministry may determine to be actuarially equivalent to the liability of which the body administering the scheme or any such fund as aforesaid is relieved as a result of that person ceasing to be subject to the scheme and becoming an officer of an employing authority.

Transfer Values payable by the Ministry

41. Where a person, within twelve months after leaving employment as an officer of an employing authority and without having become entitled to any benefit under these regulations other than a return of contributions, becomes an employee of a local authority, a transfer value calculated in accordance with the provisions of the Sixth Schedule shall be payable by the Ministry to that local authority :

Provided that if a person, who, on or after leaving the employment of an employing authority, received a return of contributions, and does not within three months after entering his new employment

pay to his employer an amount equal to any sum paid to him by way of return of contributions on or after ceasing to hold his former employment, together with an amount equal to any income tax which was deducted from his contributions in respect of such payment, any transfer value received in respect of him shall be refunded.

Persons engaged on war service

42.—(1) Where a person, but for any war service on which he was engaged, would have been transferred under the Act to the employment of an employing authority, he shall be deemed for the purposes of these regulations to have been so transferred if he enters the employment of that authority within six months after the termination of that service.

(2) If any such person, immediately before becoming engaged on war service, was subject to the provisions of any such enactment or scheme as is mentioned in Regulation 22 (1), he shall be deemed for the purposes of these regulations to have been so subject immediately before becoming an officer of an employing authority.

(3) Where a person is engaged on war service at the date of acquisition by the Authority under section 67 of the Act of a hospital at or for the purposes of which he was employed immediately before undertaking that service, and becomes an officer of an employing authority within six months after the termination of that service, he shall be deemed for the purposes of these regulations to have been employed in such hospital at the date of its acquisition by the Authority.

Determination of questions

43. Any question (not being a point of law or construction) arising under these regulations as to the rights or liabilities of an officer of an employing authority or of a person claiming to be treated as such or of any other person claiming benefit under these regulations shall be determined by the Ministry.

Amendment of the Pensions (Increase) Act (Northern Ireland), 1944

44. The Pensions (Increase) Act (Northern Ireland), 1944, shall have effect as if a pension or injury allowance payable under these regulations were specified in Part I of the First Schedule to that Act.

Repeals and Savings

45.—(1) As from the appointed day the enactments specified in the Eighth Schedule shall be repealed to the extent therein specified.

(2) Nothing in the repeal by this regulation of the Act of 1909 shall affect the rights or liabilities under that Act or the Local Government Staffs (War Service) Act (Northern Ireland), 1939, of any person who is on war service on the appointed day or of any body by whom that person had been employed under the Act of 1909, and in relation to any such person or body the provisions of the Act of 1909 and of the said Act of 1939 shall continue to have effect on and after the appointed day as if the Act of 1909 had not been repealed :

Provided that if any body by whom any such person was employed under the Act of 1909 has been dissolved or has ceased to exercise functions as such, any rights or liabilities conferred or imposed on that

body by the Act of 1909 or the said Act of 1939 and preserved by this paragraph shall be deemed to have been conferred or imposed on the appropriate authority in relation to that body.

(3) Any sum payable or due under this regulation by or to two or more local authorities jointly shall be apportioned amongst those authorities in such manner as they may agree or, in default of agreement, as may be determined by the Ministry.

(4) In this regulation the term " appropriate authority " in relation to a body means the local authority, provided that in the case of a joint committee it means the local authorities who appointed the joint committee.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this twenty-fourth day of June, 1948, in the presence of

(L.S.) *L. G. P. Freer,*
Secretary.

The Ministry of Finance for Northern Ireland hereby approves the foregoing regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this twenty-fourth day of June, 1948, in the presence of

(L.S.) *John I. Cook,*
Assistant Secretary.

A draft of the above regulations was approved by resolution of the House of Commons on the 23rd day of June, 1948, and by resolution of the Senate on the 22nd day of June, 1948.

Regulation 9

SCHEDULES

FIRST SCHEDULE

ALLOCATION OF PART OF PENSION OR INJURY ALLOWANCE.

1. A person shall not surrender —
   (*a*) more than one-third of the injury allowance to which he is entitled or of the pension to which he is entitled or, in a case in which Regulation 30 applies, the pension to which he would be entitled apart from the provisions of that regulation ;
   (*b*) any such part as would make the amount of the reduced pension or allowance which is or may become payable to him less than the amount of the pension which might become payable to the person in whose favour the allocation is made (hereinafter referred to as the " beneficiary ") ;
   (*c*) a smaller part than would secure for the beneficiary a pension equal to one-fourth of the amount of the reduced pension or allowance ; or
   (*d*) any part which is not an exact number of pounds.

2. The amount of pension payable in return for each one pound of a pension or injury allowance surrendered by a person shall be the amount shown in the Tables

in force at the date on which the person becomes or is deemed to have become entitled to the pension or allowance which is appropriate to the age and sex of the beneficiary.

3.—(1) Upon a person becoming eligible to notify his desire to surrender part of his pension or injury allowance, the employing authority shall furnish him with a copy of Regulation 9 and of this schedule, and of the Tables for the time being in force, together with two copies of a form of notification of surrender of pension or injury allowance, and, in the case of an officer to whom Regulation 9 (2) applies, a provisional estimate of the value of the pension that may become payable to him.

(2) A person to whom Regulation 9 (1) applies, and who desires to surrender a part of his pension or injury allowance, shall notify the employing authority accordingly not later than one month after the date on which he ceases to be employed.

4. For the purpose of notifying his desire to surrender a part of his pension or injury allowance, a person shall complete the form provided for the purpose, and send it, together with a copy thereof, to the employing authority whose officer he is or was, and they shall transmit the original to the Ministry.

5. On receipt by the Ministry of a notification given by a person under the last preceding paragraph —

(*a*) the Ministry shall arrange for the person to be examined by a registered medical practitioner nominated by the Ministry, with a view to obtaining from such practitioner a report stating whether, in his opinion, the person is in good health, regard being had to his age ; and if the opinion stated in such report is that he is not in good health, the Ministry shall notify him accordingly, and offer him an opportunity of a further examination by some other registered medical practitioner nominated by the Ministry ;

(*b*) the Ministry shall require the person to furnish at his own expense —

(i) a certified copy of his birth certificate, except where the date of birth has been duly recorded by the Ministry and is not disputed ; and

(ii) with respect to the beneficiary, a birth certificate, a marriage certificate (in the case of a spouse) and any other information or evidence which the Ministry may consider necessary :

Provided that if for any reason a birth certificate or a marriage certificate cannot be supplied, the Ministry may accept such other evidence of age or marriage as it may think fit.

6. Any fee payable to a practitioner in respect of an examination and report under the last preceding paragraph shall be paid by the person examined at the time of the examination.

7.—(1) Subject to the provisions of these regulations, unless the Ministry is of opinion, on a consideration of a report obtained by it under paragraph 5 of this schedule, that the person to whom the report relates is not in good health, or unless it is of opinion that the evidence produced in regard to age or marriage is not satisfactory, it shall accept the surrender of such part of the pension or injury allowance as is specified in the person's notification and as is in conformity with this schedule, and shall grant to the beneficiary named in the notification a pension in accordance with the provisions of paragraph 2 of this schedule.

(2) As soon as practicable after coming to a decision in regard to a notification given by a person, the Ministry shall inform him whether or not the notification has been accepted, and if it has been accepted, shall furnish him with a statement as to the amount of the pension to which the beneficiary may become entitled after his death, and the amount of the reduced pension or injury allowance that is or may become payable to him, and, if the notification has not been accepted, shall inform him of the reason.

8.—(1) An officer to whom Regulation 9 (2) applies may, at any time before he ceases to be employed, cancel or amend a notification given by him by a notice in writing addressed to the Ministry.

(2) An amendment of a notification shall be disregarded if the notification as so amended does not comply with this schedule.

9.—(1) A notification given by a person to whom Regulation 9 (1) applies shall become null and void if the beneficiary dies before the Ministry accepts the notification, and a notification given by an officer to whom Regulation 9 (2) applies shall become null and void if the beneficiary dies before midnight on the day on which the officer ceases to be employed.

(2) Subject as aforesaid, a surrender of part of a pension or injury allowance accepted in pursuance of a notification shall have effect as from the date on which the pension or allowance becomes payable.

Proviso (i) to Regulation 11 (3).

SECOND SCHEDULE

TABLE A—REDUCTION OF WIDOW'S PENSION.

Husband's age at death	Percentage reduction to be made where wife was younger than her husband by the following number of years —												
	2 and under 3 years	3 and under 4 years	4 and under 5 years	5 and under 6 years	6 and under 7 years	7 and under 8 years	8 and under 9 years	9 and under 10 years	10 and under 11 years	11 and under 12 years	12 and under 13 years	13 and under 14 years	14 and under 15 years
	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.
42 and under	—	—	—	—	—	—	—	—	—	—	—	—	—
43	¼	¼	¼	½	½	½	½	½	½	½	½	½	½
44	¼	¼	½	½	½	½	½	½	½	½	½	½	½
45	¼	½	¾	1	1	1	1	1	1	1	1	1	1
46	¼	¾	1	1¼	1½	1½	1½	1½	1½	1½	1½	1½	1½
47	¼	¾	1¼	1¾	2	2	2	2	2	2	2	2	2
48	¼	1	1¾	2¼	2½	2¾	2¾	2¾	2¾	2¾	2¾	2¾	2¾
49	½	1¼	2	2¾	3¼	3½	3¾	3¾	3¾	3¾	3¾	3¾	3¾
50	½	1½	2½	3¼	4	4¼	4½	4¾	5	5	5	5	5
51	¾	1¾	2¾	3¾	4½	5	5½	6	6¼	6¼	6¼	6¼	6¼
52	¾	2	3¼	4¼	5	5¾	6½	7¼	7½	7¾	7¾	7¾	7¾
53	¾	2¼	3¾	4¾	5¾	6¾	7½	8¼	8¾	9	9¼	9¼	9¼
54	1	2½	4	5¼	6½	7½	8½	9¼	10	10¼	10½	10¾	10¾
55	1	2¾	4¼	5¾	7¼	8½	9½	10¼	11	11½	12	12¼	12½
56	1	3	4¾	6½	8	9¼	10¼	11¼	12	12¾	13¼	13¾	14
57	1¼	3¼	5¼	7	8¾	10¼	11¼	12¼	13¼	14	14¾	15¼	15¾
58	1¼	3½	5½	7½	9¼	11	12¼	13½	14½	15¼	16	16¾	17½
59	1¼	3¾	6	8¼	10	11¾	13¼	14½	15½	16½	17½	18½	19¼
60	1¼	4	6½	8¾	10¾	12½	14¼	15½	16¾	18	19	20	21
61	1½	4¼	7	9¼	11½	13½	15¼	16¾	18	19¼	20½	21½	22½
62	1½	4½	7¼	9¾	12¼	14½	16¼	18	19¼	20½	21¾	23	24
63	1¾	4¾	7½	10¼	13	15½	17¼	19	20½	21¾	23	24½	25½
64	1¾	5	8	11	13¾	16½	18¼	20	21½	23	24½	25¾	27

SECOND SCHEDULE

TABLE A—REDUCTION OF WIDOW'S PENSION.—(*Continued*).

Husband's age at death	Percentage reduction to be made where wife was younger than her husband by the following number of years—												
	2 and under 3 years	3 and under 4 years	4 and under 5 years	5 and under 6 years	6 and under 7 years	7and under 8 years	8 and under 9 years	9 and under 10 years	10 and under 11 years	11 and under 12 years	12 and under 13 years	13 and under 14 years	14 and under 15years
	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent
65	1¾	5¼	8½	11½	14½	17	19¼	21	22¾	24¼	25¾	27¼	28½
66	1¾	5½	8¾	12	15	17¾	20	22	23¾	25½	27	28½	30
67	2	5¾	9¼	12½	15½	18½	20¾	23	24¾	26½	28¼	30	31½
68	2	5¾	9½	13	16¼	19	21½	24	26	27¾	29½	31¼	32¾
69	2	6	9¾	13½	16¾	19¾	22¼	24¾	27	29	31	32¾	34¼
70	2¼	6¼	10¼	13¾	17¼	20¼	23	25½	28	30¼	32¼	34	35½
71	2¼	6½	10½	14¼	17¾	21	23¾	26¼	29	31¼	33¼	35¼	36¾
72	2¼	6¾	10¾	14½	18¼	21½	24½	27¼	29¾	32¼	34½	36¼	38
73	2¼	6¾	11	15	18¾	22	25¼	28	30¾	33¼	35½	37½	39¼
74	2½	7	11¼	15½	19¼	22¾	26	29	31¾	34¼	36½	38½	40½
75	2½	7¼	11¾	16	19¾	23¼	26½	29¾	32¾	35¼	37½	39½	41½
76	2½	7½	12¼	16½	20¼	23¾	27¼	30½	33½	36¼	38½	40¾	42¾
77	2¾	7¾	12½	17	21	24½	28	31¼	34¼	37	39½	41¾	43¾
78	2¾	8	13	17½	21½	25¼	28¾	32	35¼	38	40½	42¾	44¾
79	2¾	8¼	13¼	17¾	22	25¾	29¼	32¾	36	39	41½	44	46
80	2¾	8¼	13¼	18	22½	26½	30	33½	36¾	39¾	42½	45	47
81	2¾	8¼	13½	18½	23	27	30¾	34¼	37½	40½	43½	46	48
82	3	8½	13¾	18¾	23½	27¾	31½	35	38¼	41¼	44¼	47	49
83	3	8¾	14	19¼	24	28½	32¼	35¾	39	42	45	47¾	50
84	3	9	14½	19¾	24½	29	33	36½	39¾	42¾	45¾	48½	50¾
85	3	9¼	14¾	20	25	29½	33½	37	40¼	43½	46½	49¼	51½

TABLE B—INCREASE OF WIDOWS PENSION

Husband's age at death	Percentage increase to be made where wife was older than her husband by the following number of years —							
	2 and under 3 years	3 and under 4 years	4 and under 5 years	5 and under 6 years	6 and under 7 years	7 and under 8 years	8 and under 9 years	9 and under 10 years
	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.	Per cent.
31 or under	—	—	—	—	—	—	—	—
32	—	—	—	—	—	—	—	1/4
33	—	—	—	—	—	—	1/4	3/4
34	—	—	—	—	—	1/4	3/4	1 1/2
35	—	—	—	—	1/4	3/4	1 1/2	2 1/4
36	—	—	—	1/4	3/4	1 1/2	2 1/4	3
37	—	—	1/4	3/4	1 1/2	2 1/4	3	4
38	—	1/4	3/4	1 1/4	2	3	4	5
39	—	1/2	1	1 3/4	2 1/2	3 1/2	4 3/4	6
40	—	1/2	1 1/4	2	3	4 1/4	5 1/2	7
41	1/4	3/4	1 1/2	2 1/2	3 1/2	5	6 1/2	8 1/4
42	1/4	1	1 3/4	3	4 1/4	5 3/4	7 1/2	9 1/2
43	1/4	1	2	3 1/2	5	6 3/4	8 3/4	10 3/4
44	1/4	1 1/4	2 1/2	4	5 3/4	7 3/4	10	12 1/4
45	1/2	1 1/2	2 3/4	4 1/2	6 1/2	8 3/4	11 1/4	13 3/4
46	1/2	1 3/4	3 1/4	5 1/4	7 1/4	9 3/4	12 1/2	15 1/4
47	3/4	2	3 3/4	5 3/4	8	10 3/4	13 3/4	16 3/4
48	3/4	2 1/4	4 1/4	6 1/2	9	11 3/4	15	18 1/4
49	1	2 3/4	4 3/4	7 1/4	9 3/4	12 3/4	16	19 3/4
50	1	3	5 1/4	7 3/4	10 3/4	13 3/4	17 1/4	21 1/4
51	1 1/4	3 1/4	5 3/4	8 1/2	11 1/2	14 3/4	18 1/2	22 1/2
52	1 1/4	3 1/2	6 1/4	9 1/4	12 1/4	15 3/4	19 1/2	24
53	1 1/4	4	6 3/4	10	13 1/4	16 3/4	20 3/4	25 1/2
54	1 1/2	4 1/4	7 1/4	10 3/4	14 1/4	17 3/4	22	27
55	1 1/2	4 1/2	7 3/4	11 1/4	15	19	23 1/2	28 1/2
56	1 1/2	4 3/4	8	11 3/4	15 3/4	20 1/4	25	30
57	1 3/4	5	8 1/2	12 1/2	16 3/4	21 1/4	26 1/4	31 1/2
58	1 3/4	5 1/4	9	13 1/4	17 1/2	22 1/4	27 1/2	33
59	1 3/4	5 1/2	9 1/2	14	18 1/2	23 1/4	28 3/4	34 3/4
60	2	5 3/4	10	14 1/2	19 1/4	24 1/2	30 1/4	36 1/2
61	2	6	10 1/4	15	20 1/4	25 3/4	31 3/4	38
62	2	6 1/4	10 3/4	15 3/4	21 1/4	27	33 1/4	39 1/2
63	2 1/4	6 1/2	11	16 1/4	22	28	34 1/2	41
64	2 1/4	6 3/4	11 1/2	17	22 3/4	29	35 3/4	42 3/4
65	2 1/4	7	12	17 3/4	23 3/4	30 1/4	37	44 1/2
66	2 1/2	7 1/4	12 1/2	18 1/2	24 3/4	31 1/2	38 1/2	46 1/4
67	2 1/2	7 1/2	13	19	25 1/2	32 1/4	39 3/4	48
68	2 1/2	7 3/4	13 1/4	19 1/2	26 1/4	33 1/4	41	49 3/4
69	2 1/2	8	13 3/4	20 1/4	27	34 1/4	42 1/4	51 1/4
70	2 3/4	8 1/4	14 1/4	20 3/4	27 3/4	35 1/4	43 1/2	52 3/4
71	2 3/4	8 1/4	14 1/2	21 1/4	28 1/2	36 1/4	44 3/4	54 1/4
72	2 3/4	8 1/2	14 3/4	21 3/4	29 1/4	37 1/4	46	56
73	3	8 3/4	15 1/4	22 1/2	30 1/4	38 1/2	47 1/2	57 3/4
74	3	9	15 3/4	23 1/4	31 1/4	39 3/4	49	59 1/4
75	3	9 1/2	16	23 3/4	32	40 3/4	50 1/4	60 3/4

THIRD SCHEDULE

Regulations 13 (7), 14 (4).

ADDITIONAL CONTRIBUTORY PAYMENTS.

1. The sum payable by an officer who desires to reckon any period of non-contributing service as contributing service shall be calculated in accordance with the provisions of paragraph 6 of this schedule, and may be paid upon the officer's notifying the employing authority in writing within three months after his becoming an officer that he intends to make a payment under this paragraph (the date of such notification being hereinafter referred to as " the material date ") :—

(*a*) in a lump sum accompanying such notification ;

(*b*) partly in a lump sum, of not less than one-tenth of the sum payable, accompanying such notification, and as to the remainder, and subject as hereinafter provided, by such instalments as within three months after the material date may be agreed between the officer and the employing authority ; or

(*c*) wholly, subject as hereinafter provided, by such instalments as aforesaid.

2. The instalments of any sum payable under the preceding paragraph shall be of equal amounts spread over a period of not more than ten years after the material date, the first instalment to be paid within four months after the material date :

Provided that the whole of the instalments shall be payable before the date on which the officer will attain the age at which he may become eligible for a pension under these regulations on ceasing to be employed.

3. While any instalment of any sum payable under this schedule remains to be paid, the following provisions shall have effect —

(*a*) compound interest shall be payable as from the material date upon the amount for the time being unpaid, and shall be calculated at the rate of two-and-one-half per cent. per annum, with half-yearly rests ;

(*b*) if the officer becomes entitled to a pension or retiring allowance under these regulations, or if a widow's pension becomes payable thereunder on his death to his widow or if a death gratuity becomes payable in respect of him, a deduction in respect of any amount due may be made from any payments on account thereof ;

(*c*) if the officer becomes entitled to an injury allowance or dies without having become entitled to a pension or retiring allowance and without leaving a widow entitled to a widow's pension under these regulations, and no death gratuity is payable in respect of him, all liability in respect of the balance of the debt shall cease ;

(*d*) if the officer ceases to hold his employment without having become entitled to a pension or retiring allowance, then, at the expiration of twelve months, the officer shall cease to be entitled to any rights in respect of payments made by him on account of the debt, except any right to a return of the amount of such payments, and his liability in respect of the balance of the debt shall cease, unless within that period the officer—

(i) enters employment in which he is an officer of an employing authority, in which event, subject as hereinafter provided, his liability in respect of the balance of the debt shall continue, and the officer shall pay or repay an amount equal to any sum which may have been returned to him in respect of payments made by him on account of the debt, together with an amount equal to any income tax which was deducted from such payments in respect of such return ; or

(ii) enters employment under a local authority, in which event, subject as hereinafter provided, the right to receive the balance of the debt shall be deemed to be transferred to the local authority and the officer shall pay to that authority an amount equal to any sum which may have been returned to him in respect of payments made by him on account of the debt, together with an amount equal to any income tax which was deducted from such payments in respect of such return ;

(*e*) if the officer ceases to hold any employment by virtue of his entry into which his liability in respect of the balance of the debt has been continued in accordance with the provisions of the last preceding sub-paragraph, the

provisions of that sub-paragraph shall apply, with any necessary modifications, and shall continue so to apply, whenever the officer ceases to hold employment during which he has been making, but has not completed making, payments on account of the debt; and

(*f*) the provisions of sub-paragraphs (*b*) and (*c*) of this paragraph shall apply, with any necessary modifications, whenever the officer is employed in circumstances in which his liability in respect of the balance of the debt is continued under the provisions of sub-paragraph (*d*) or (*e*) of this paragraph.

4. Where the last preceding paragraph applies in relation to a person who at any time enters two or more employments, or who simultaneously becomes a part-time officer under the authority in whose employment he is and enters the employment of another authority, the right to receive the balance of the debt shall be apportioned between the authorities concerned in such manner as the Ministry shall direct.

5. Any sum payable under this schedule by an officer of an employing authority shall be paid to the employing authority for transmission to the Ministry.

6.—(1) For the purpose of calculating the sum to be paid by an officer under this schedule the relative Table set out below shall be used in accordance with the provisions of this paragraph.

(2) The age and remuneration of an officer means his age at the material date and the annual remuneration on which he is paying contributions on that date:

Provided that —

(*a*) if for the purposes of the foregoing provision account is required to be taken of any fees payable to an officer, other than a practitioner, in respect of any service, the amount thereof shall be taken to be the annual average of the fees payable to him in respect of that service during the three years immediatley preceding the material date or, if that service was of shorter duration, such shorter period;

(*b*) references to contributions payable by any person shall include references to contributions which would have been payable by him but for any reduction in or suspension of his remuneration by reason of his absence from duty owing to ill-health or injury;

(*c*) the sum payable, whether by a practitioner or an officer other than a practitioner, in respect of any period of service as a practitioner shall be calculated by reference to the annual average of the remuneration during that period; and

(*d*) in the case of a practitioner, the sum payable in respect of any period of service in any other capacity shall be calculated by reference to the annual remuneration on which he was paying contributions at the date on which he last ceased to be employed in such capacity, or, if in that employment he was not an officer of an employing authority, the annual emoluments of that employment.

(3) The amount shown in Table I (*a*), I (*b*), II, III or IV, as the case may require, in relation to an age which corresponds with that of the officer is an amount appropriate in respect of one hundred pounds of remuneration. A total amount is to be calculated proportionately by reference to the remuneration of the officer. Such total amount is the sum payable by the officer in order to reckon as contributing service one year of the non-contributing service which he is entitled to reckon on the material date.

(4) The sum payable by an officer in order to reckon as contributing service more than one year of the non-contributing service which he is entitled to reckon at the material date is the amount calculated in accordance with sub-paragraph (3) of this paragraph, multiplied by the number of years of said service which the officer desires so to reckon.

(5) Any sum payable by a person to whom paragraph (1) of Regulation 30 applies, in respect of any period of non-contributing service of which account would be taken under paragraph (3) of Regulation 30 in calculating the amount of the reduction of any pension to which the person might become entitled under these regulations, shall be reduced by the sum shown in the appropriate column of Table V in relation to an age which corresponds with that of the person at the material date, in respect of each one pound of the amount of the reduction of the pension as aforesaid in respect of that period of service, and by a proportionate sum in respect of any fraction of a pound included in the said amount.

TABLE I

(*a*) SERVICE OF A MALE OFFICER, NOT BEING AN OFFICER MENTIONED IN TABLE IV (OTHER THAN SERVICE AS A PRACTITIONER)

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£ s.		£ s.
Under 31 ...	5 15	48 and under 49	7 1
31 and under 32	5 16	49 ,, ,, 50	7 3
32 ,, ,, 33	5 17		
33 ,, ,, 34	5 18	50 ,, ,, 51	7 6
34 ,, ,, 35	5 19	51 ,, ,, 52	7 9
		52 ,, ,, 53	7 12
35 ,, ,, 36	6 0	53 ,, ,, 54	7 16
36 ,, ,, 37	6 1	54 ,, ,, 55	8 0
37 ,, ,, 38	6 2		
38 ,, ,, 39	6 3	55 ,, ,, 56	8 4
39 ,, ,, 40	6 4	56 ,, ,, 57	8 9
		57 ,, ,, 58	8 14
40 ,, ,, 41	6 5	58 ,, ,, 59	8 19
41 ,, ,, 42	6 7	59 ,, ,, 60	9 5
42 ,, ,, 43	6 9		
43 ,, ,, 44	6 11	60 and over ...	£9 5s. less six shillings for each completed year by which the officer's age exceeds sixty years.
44 ,, ,, 45	6 13		
45 and under 46	6 15		
46 ,, ,, 47	6 17		
47 ,, ,, 48	6 19		

(*b*) SERVICE OF A FEMALE OFFICER, NOT BEING A FEMALE OFFICER MENTIONED IN TABLE II OR IV (OTHER THAN SERVICE AS A PRACTITIONER)

	£ s.		£ s.
Under 26 ...	5 14	45 and under 46	7 15
26 and under 27	5 15	46 ,, ,, 47	7 19
27 ,, ,, 28	5 16	47 ,, ,, 48	8 2
28 ,, ,, 29	5 17	48 ,, ,, 49	8 6
29 ,, ,, 30	5 18	49 ,, ,, 50	8 10
30 ,, ,, 31	6 0	50 ,, ,, 51	8 14
31 ,, ,, 32	6 2	51 ,, ,, 52	8 18
32 ,, ,, 33	6 4	52 ,, ,, 53	9 3
33 ,, ,, 34	6 6	53 ,, ,, 54	9 7
34 ,, ,, 35	6 8	54 ,, ,, 55	9 12
35 ,, ,, 36	6 10	55 ,, ,, 56	9 17
36 ,, ,, 37	6 12	56 ,, ,, 57	10 2
37 ,, ,, 38	6 14	57 ,, ,, 58	10 7
38 ,, ,, 39	6 16	58 ,, ,, 59	10 13
39 ,, ,, 40	6 18	59 ,, ,, 60	10 19
40 ,, ,, 41	7 0	60 and over ...	£10 19s. less six shillings for each completed year by which the officer's age exceeds sixty years.
41 ,, ,, 42	7 3		
42 ,, ,, 43	7 6		
43 ,, ,, 44	7 9		
44 ,, ,, 45	7 12		

TABLE II

SERVICE OF A FEMALE NURSE (INCLUDING A FEMALE NURSE WHO IS A MENTAL HEALTH OFFICER) OR PHYSIOTHERAPIST, OR MIDWIFE

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£ s.		£ s.
Under 20 ...	6 7	42 and under 43	9 13
20 and under 21	6 14	43 ,, ,, 44	9 16
21 ,, ,, 22	7 1	44 ,, ,, 45	9 19
22 ,, ,, 23	7 8		
23 ,, ,, 24	7 14	45 ,, ,, 46	10 2
24 ,, ,, 25	8 0	46 ,, ,, 47	10 6
		47 ,, ,, 48	10 10
25 ,, ,, 26	8 6	48 ,, ,, 49	10 14
26 ,, ,, 27	8 11	49 ,, ,, 50	10 18
27 ,, ,, 28	8 16		
28 ,, ,, 29	9 0	50 ,, ,, 51	11 3
29 ,, ,, 30	9 4	51 ,, ,, 52	11 8
		52 ,, ,, 53	11 13
30 ,, ,, 31	9 7	53 ,, ,, 54	11 18
31 ,, ,, 32	9 9	54 ,, ,, 55	12 4
32 ,, ,, 33	9 10		
33 ,, ,, 34	9 10	55 ,, ,, 56	12 4
34 ,, ,, 35	9 10	56 ,, ,, 57	11 19
		57 ,, ,, 58	11 14
35 ,, ,, 36	9 10	58 ,, ,, 59	11 9
36 ,, ,, 37	9 10	59 ,, ,, 60	11 4
37 ,, ,, 38	9 10		
38 ,, ,, 39	9 10	60 and over ...	£10 19s. less six shillings for each completed year by which the officers' age exceeds sixty years.
39 ,, ,, 40	9 10		
40 ,, ,, 41	9 10		
41 ,, ,, 42	9 11		

TABLE III

SERVICE AS A PRACTITIONER

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£ s.		£ s.
Under 25 ...	4 17	45 and under 46	7 15
25 and under 26	5 0	46 ,, ,, 47	7 18
26 ,, ,, 27	5 3	47 ,, ,, 48	8 1
27 ,, ,, 28	5 6	48 ,, ,, 49	8 5
28 ,, ,, 29	5 9	49 ,, ,, 50	8 9
29 ,, ,, 30	5 12		
		50 ,, ,, 51	8 13
30 ,, ,, 31	5 15	51 ,, ,, 52	8 17
31 ,, ,, 32	5 18	52 ,, ,, 53	9 2
32 ,, ,, 33	6 1	53 ,, ,, 54	9 7
33 ,, ,, 34	6 4	54 ,, ,, 55	9 12
34 ,, ,, 35	6 7		
		55 ,, ,, 56	9 17
35 ,, ,, 36	6 10	56 ,, ,, 57	10 3
36 ,, ,, 37	6 12	57 ,, ,, 58	10 9
37 ,, ,, 38	6 14	58 ,, ,, 59	10 15
38 ,, ,, 39	6 16	59 ,, ,, 60	11 2
39 ,, ,, 40	6 18		
40 ,, ,, 41	7 0	60 and over ...	£11 2s. less seven shillings for each completed year by which the person's age exceeds sixty years.
41 ,, ,, 42	7 3		
42 ,, ,, 43	7 6		
43 ,, ,, 44	7 9		
44 ,, ,, 45	7 12		

TABLE IV

SERVICE OF AN OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR

Age	Amount appropriate in respect of each £100 of remuneration	
	Men	Women
(1)	(2)	(3)
	£ s.	£ s.
Under 20	3 18	4 5
20 and under 21	3 18	4 6
21 ,, ,, 22	3 18	4 7
22 ,, ,, 23	3 18	4 8
23 ,, ,, 24	3 18	4 10
24 ,, ,, 25	3 18	4 11
25 ,, ,, 26	3 18	4 12
26 ,, ,, 27	3 19	4 12
27 ,, ,, 28	4 1	4 13
28 ,, ,, 29	4 2	4 15
29 ,, ,, 30	4 4	4 17
30 ,, ,, 31	4 6	5 0
31 ,, ,, 32	4 8	5 3
32 ,, ,, 33	4 11	5 6
33 ,, ,, 34	4 13	5 9
34 ,, ,, 35	4 16	5 12
35 ,, ,, 36	4 18	5 17
36 ,, ,, 37	5 0	6 1
37 ,, ,, 38	5 2	6 4
38 ,, ,, 39	5 5	6 8
39 ,, ,, 40	5 7	6 12
40 ,, ,, 41	5 10	6 16
41 ,, ,, 42	5 13	6 19
42 ,, ,, 43	5 16	7 3
43 ,, ,, 44	5 19	7 7
44 ,, ,, 45	6 2	7 11
45 ,, ,, 46	6 5	7 15
46 ,, ,, 47	6 8	7 19
47 ,, ,, 48	6 11	8 2
48 ,, ,, 49	6 15	8 6
49 ,, ,, 50 ...	6 18	8 10
50 ,, ,, 51	7 2	8 14
51 ,, ,, 52	7 6	8 18
52 ,, ,, 53	7 10	9 3
53 ,, ,, 54	7 14	9 7
54 ,, ,, 55	7 18	9 12
55 ,, ,, 56	8 3	9 17
56 ,, ,, 57	8 8	10 2
57 ,, ,, 58	8 13	10 7
58 ,, ,, 59	8 19	10 13
59 ,, ,, 60	9 5	10 19
60 and over	9 5 less 6s. for each completed year by which the officer's age exceeds sixty.	10 19 less 6s. for each completed year by which the officer's age exceeds sixty.

TABLE V

REDUCTION OF SUM PAYABLE BY A PERSON TO WHOM REGULATION 30 (1) APPLIES

Age (1)	Service of a male officer (including a practitioner) (2)	Service of a female officer (including a practitioner but excluding a female Officer mentioned in Column 4) (3)	Service of a female nurse (including Mental Health Officer) or Physiotherapist, Midwife or Health Visitor (4)
	£ s.	£ s.	£ s.
Under 20 ...	2 0	1 0	15
20 and under 21 ...	2 1	1 2	17
21 ,, ,, 22 ...	2 3	1 4	19
22 ,, ,, 23 ...	2 5	1 7	1 2
23 ,, ,, 24 ...	2 6	1 10	1 5
24 ,, ,, 25 ...	2 8	1 13	1 9
25 ,, ,, 26 ...	2 10	1 17	1 14
26 ,, ,, 27 ...	2 12	2 2	2 1
27 ,, ,, 28 ...	2 14	2 8	2 9
28 ,, ,, 29 ...	2 16	2 15	2 17
29 ,, ,, 30 ...	2 18	3 2	3 6
30 ,, ,, 31 ...	3 0	3 9	3 17
31 ,, ,, 32 ...	3 2	3 17	4 8
32 ,, ,, 33 ...	3 4	4 5	4 19
33 ,, ,, 34 ...	3 6	4 12	5 9
34 ,, ,, 35 ...	3 9	5 0	5 19
35 ,, ,, 36 ...	3 11	5 8	6 8
36 ,, ,, 37 ...	3 13	5 15	6 15
37 ,, ,, 38 ...	3 15	6 3	7 1
38 ,, ,, 39 ...	3 17	6 11	7 7
39 ,, ,, 40 ...	4 0	6 18	7 12
40 ,, ,, 41 ...	4 2	7 5	7 17
41 ,, ,, 42 ...	4 4	7 13	8 2
42 ,, ,, 43 ...	4 7	8 0	8 6
43 ,, ,, 44 ...	4 10	8 7	8 11
44 ,, ,, 45 ...	4 13	8 13	8 16
45 ,, ,, 46 ...	4 16	8 19	9 1
46 ,, ,, 47 ...	4 19	9 5	9 6
47 ,, ,, 48 ...	5 2	9 11	9 12
48 ,, ,, 49 ...	5 5	9 17	9 18
49 ,, ,, 50 ...	5 9	10 4	10 4
50 ,, ,, 51 ...	5 13	10 11	10 10
51 ,, ,, 52 ...	5 17	10 18	10 16
52 ,, ,, 53 ...	6 1	11 5	11 2
53 ,, ,, 54 ...	6 5	11 12	11 9
54 ,, ,, 55 ...	6 10	12 0	11 16
55 ,, ,, 56 ...	6 15	12 8	12 4
56 ,, ,, 57 ...	7 0	12 16	12 13
57 ,, ,, 58 ...	7 6	13 5	13 2
58 ,, ,, 59 ...	7 12	13 14	13 12
59 ,, ,, 60 ...	7 18	14 3	14 2
60 ,, ,, 61 ...	8 4	14 3	—
61 ,, ,, 62 ...	8 11	14 3	—
62 ,, ,, 63 ...	8 19	14 3	—
63 ,, ,, 64 ...	9 8	14 3	—
64 and over ...	9 17	14 3	—

FOURTH SCHEDULE

Regulation 39 (1)

PROVISIONS FOR THE CALCULATION OF TRANSFER VALUES IN RESPECT OF SERVICE UNDER THE ACT OF 1865 OR THE ACT OF 1869, AND DIRECTIONS FOR THE USE OF THE SUBJOINED TABLE IN CONNECTION THEREWITH.

1. In this Schedule the following expressions, unless the context otherwise requires, have the meanings hereby assigned to them—

"the material date" in relation to any employee in respect of whom a transfer value is being calculated means the date upon which the employee was last in employment under a local authority and in which he was subject to the Act of 1865 or the Act of 1869;

"age" in relation to any employee means his age on the material date;

"remuneration" in relation to an employee means the salary and emoluments of his employment on the material date, being such salary and emoluments as would have been taken into account in calculating the pension or other allowance which he would, under the Act of 1865 or the Act of 1869, as the case may be, have been qualified to receive had he retired from such employment on the material date;

"service" means service reckonable for the purpose of calculation of superannuation benefits under the Act of 1865 or the Act of 1869 but where such service was part-time means whole-time service for a proportionately reduced period.

2.—(1) The transfer value payable in respect of any employee shall be ascertained in accordance with the provisions of this paragraph.

(2) The amounts shown in columns (2) and (3) of the Table annexed in relation to an age which corresponds with that of the employee are to be multiplied respectively by the numbers of years, and of months aggregating less than one year, of service completed on the material date.

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

(4) A total amount is to be calculated proportionately by reference to the remuneration of the employee.

TABLE

Age 1	Amount for £100 of remuneration in respect of each completed year of service	
	Year 2	Month 3
	£ s. d.	£ s. d.
Under 35	11 8 0	0 19 0
35 and under 36	11 8 0	0 19 0
36 ,, ,, 37	11 8 0	0 19 0
37 ,, ,, 38	11 8 0	0 19 0
38 ,, ,, 39	11 9 0	0 19 0
39 ,, ,, 40	11 11 0	0 19 0
40 ,, ,, 41	11 13 0	0 19 0
41 ,, ,, 42	11 15 0	1 0 0
42 ,, ,, 43	11 17 0	1 0 0
43 ,, ,, 44	11 19 0	1 0 0
44 ,, ,, 45	12 2 0	1 0 0
45 ,, ,, 46	12 6 0	1 1 0
46 ,, ,, 47	12 10 0	1 1 0
47 ,, ,, 48	12 14 0	1 1 0
48 ,, ,, 49	12 19 0	1 2 0
49 ,, ,, 50	13 4 0	1 2 0
50 ,, ,, 51	13 10 0	1 3 0
51 ,, ,, 52	13 16 0	1 3 0
52 ,, ,, 53	14 3 0	1 4 0
53 ,, ,, 54	14 10 0	1 4 0
54 ,, ,, 55	14 17 0	1 5 0
55 ,, ,, 56	15 5 0	1 5 0
56 ,, ,, 57	15 14 0	1 6 0
57 ,, ,, 58	16 4 0	1 7 0
58 ,, ,, 59	16 16 0	1 8 0
59 ,, ,, 60	17 8 0	1 9 0
60 and over	18 0 0	1 10 0

Regulation 39 (3)

FIFTH SCHEDULE

PROVISIONS FOR THE CALCULATION OF TRANSFER VALUES PAYABLE TO THE MINISTRY IN RESPECT OF SERVICE UNDER THE ACT OF 1909, AND DIRECTIONS FOR THE USE OF THE SUBJOINED TABLES IN CONNEXION THEREWITH.

1. The transfer value payable under Regulation 39 (3) in respect of any person by the body by whom the person was last employed under the Act of 1909 or the appropriate authority in relation to that body shall be a sum ascertained in accordance with the following provisions :—

(*a*) such one of the subjoined Tables as is appropriate shall be used on the basis that Tables I (*a*) and I (*b*) relate to persons who when they last ceased to be subject to the Act of 1909 were officers of the first class, Tables II (*a*) and II (*b*) relate to persons who at the date aforesaid were officers of the second class, Tables III (*a*) and III(*b*) relate to persons who at the date aforesaid were servants of the first class and Tables IV (*a*) and IV (*b*) relate to persons who at the date aforesaid were servants of the second class ;

(*b*) the amounts shown in columns (2) and (3) of the relative Table in relation to an age which corresponds with that of the person at the date on which he last ceased to be subject to the Act of 1909 are to be multiplied respectively by the number of years, and of months aggregating less than one year, of service reckonable under the Act of 1909 which he had completed at the date on which he last ceased to be subject to that Act :

Provided that —

(i) for the purposes of this paragraph a person shall be deemed to have completed any additional period of contributing service which, on becoming an officer, he would be entitled to reckon under the provisions of Regulation 15 ;

(ii) the total period of service taken into account shall not exceed thirty-three years and four months in respect of a person who was an officer or servant of the first class, and forty years in respect of a person who was an officer or servant of the second class ;

(*c*) the sum of the two products aforesaid is an amount appropriate in respect of each one hundred pounds of annual salary or wages and emoluments ; and

(*d*) a total amount is to be calculated proportionately by reference to the annual amount of the person's salary or wages and emoluments at the date on which he last ceased to be subject to the Act of 1909 :

Provided that —

(i) if the service completed at the date on which the person last ceased to be subject to the Act of 1909 is less than four years, the transfer value shall be a sum equal to the amount of the person's contributions under that Act which were made to the body by or in relation to whom the transfer value is payable ;

(ii) except where proviso (i) applies, the transfer value shall be reduced by the amount of any transfer value payable under the next succeeding paragraph ; and

(iii) the transfer value shall also be reduced by an amount equal to any sum which, when the person ceased to hold the employment in relation to which the transfer value is payable, was paid by him to way of a return of contributions, and by a further amount equal to any income tax which was deducted from his contributions in respect of such payment.

2. The transfer value payable under Regulation 39 (3) by any such body as is therein mentioned who would have been liable to contribute to a superannuation allowance in the circumstances therein mentioned or the appropriate authority in relation to that body in respect of the service of a person under that body shall be a sum ascertained in accordance with the following provisions :—

(*a*) such one of the subjoined Tables as is appropriate shall be used on the basis that Tables I (*a*) and I (*b*) relate to persons who when they last ceased to be subject to the Act of 1909 were officers of the first class, Tables II (*a*) and II (*b*) relate to persons who at the date aforesaid were officers of the second class, Tables III (*a*) and III (*b*) relate to persons who at the date aforesaid were servants of the first class and Tables IV (*a*) and IV (*b*) relate to persons who at the date aforesaid were servants of the second class ;

(*b*) the amounts shown in columns (2) and (3) of the relative Table in relation to an age which corresponds with that of the person at the date on which he last ceased to be subject to the Act of 1909 are to be multiplied respectively by the numbers of years, and of months aggregating less than one year, of all the person's service reckonable under the Act of 1909 which he had completed under that body at the date on which he last ceased to be in their employment :

Provided that the total period of service taken into account shall not exceed thirty-three years and four months in respect of a person who was an officer or servant of the first class in his last employment under the Act of 1909, and forty years in respect of a person who in that employment was an officer or servant of the second class ;

(*c*) the sum of the two products aforesaid is an amount appropriate in respect of each one hundred pounds of annual salary or wages and emoluments ; and

(*d*) a total amount is to be calculated proportionately by reference to the annual amount of the person's salary or wages and emoluments at the date on which he last ceased to be in the employment of that body :

Provided that if the whole of the person's service reckonable under the Act of 1909, whether under that body or any other body, is less than four years, the transfer value shall be a sum equal to the amount of the person's contributions under that Act which were made to that body.

TABLE I

(*a*) MEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	10 4	17
21 ,, ,, 22	10 15	18
22 ,, ,, 23	11 6	19
23 ,, ,, 24	11 18	1 0
24 ,, ,, 25	12 10	1 1
25 ,, ,, 26	13 2	1 2
26 ,, ,, 27	13 13	1 3
27 ,, ,, 28	14 3	1 4
28 ,, ,, 29	14 13	1 4
29 ,, ,, 30	15 3	1 5
30 ,, ,, 31	15 12	1 6
31 ,, ,, 32	16 0	1 7
32 ,, ,, 33	16 6	1 7
33 ,, ,, 34	16 10	1 8
34 ,, ,, 35	16 12	1 8
35 ,, ,, 36	16 15	1 8
36 ,, ,, 37	16 17	1 8
37 ,, ,, 38	16 19	1 8
38 ,, ,, 39	17 2	1 8
39 ,, ,, 40	17 5	1 9
40 ,, ,, 41	17 7	1 9
41 ,, ,, 42	17 10	1 9
42 ,, ,, 43	17 14	1 10
43 ,, ,, 44	17 18	1 10
44 ,, ,, 45	18 2	1 10
45 ,, ,, 46	18 6	1 10
46 ,, ,, 47	18 10	1 11
47 ,, ,, 48	18 15	1 11
48 ,, ,, 49	19 0	1 12
49 ,, ,, 50	19 6	1 12
50 ,, ,, 51	19 11	1 13
51 ,, ,, 52	19 15	1 13
52 ,, ,, 53	19 18	1 13
53 ,, ,, 54	20 0	1 13
54 ,, ,, 55	20 1	1 13
55 ,, ,, 56	20 2	1 14
56 ,, ,, 57	20 2	1 14
57 ,, ,, 58	20 2	1 14
58 ,, ,, 59	20 2	1 14
59 ,, ,, 60	20 2	1 14
60 and over	20 3	1 14

(*b*) WOMEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	3 12	6
21 ,, ,, 22	4 0	7
22 ,, ,, 23	4 9	7
23 ,, ,, 24	4 19	8
24 ,, ,, 25	5 11	9
25 ,, ,, 26	6 5	10
26 ,, ,, 27	7 1	12
27 ,, ,, 28	8 0	13
28 ,, ,, 29	9 2	15
29 ,, ,, 30	10 6	17
30 ,, ,, 31	11 10	19
31 ,, ,, 32	12 13	1 1
32 ,, ,, 33	13 14	1 3
33 ,, ,, 34	14 14	1 4
34 ,, ,, 35	15 13	1 6
35 ,, ,, 36	16 11	1 8
36 ,, ,, 37	17 8	1 9
37 ,, ,, 38	18 3	1 10
38 ,, ,, 39	18 16	1 11
39 ,, ,, 40	19 8	1 12
40 ,, ,, 41	20 0	1 13
41 ,, ,, 42	20 12	1 14
42 ,, ,, 43	21 4	1 15
43 ,, ,, 44	21 16	1 16
44 ,, ,, 45	22 8	1 17
45 ,, ,, 46	22 18	1 18
46 ,, ,, 47	23 6	1 19
47 ,, ,, 48	23 11	1 19
48 ,, ,, 49	23 14	2 0
49 ,, ,, 50	23 16	2 0
50 ,, ,, 51	23 17	2 0
51 ,, ,, 52	23 18	2 0
52 ,, ,, 53	23 19	2 0
53 ,, ,, 54	23 19	2 0
54 ,, ,, 55	24 0	2 0
55 ,, ,, 56	24 0	2 0
56 ,, ,, 57	24 0	2 0
57 ,, ,, 58	24 0	2 0
58 and over	24 1	2 0

TABLE II

(*a*) MEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	8 12	14
21 ,, ,, 22	8 12	14
22 ,, ,, 23	8 12	14
23 ,, ,, 24	8 12	14
24 ,, ,, 25	8 13	14
25 ,, ,, 26	8 14	14
26 ,, ,, 27	8 15	15
27 ,, ,, 28	8 17	15
28 ,, ,, 29	8 19	15
29 ,, ,, 30	9 1	15
30 ,, ,, 31	9 3	15
31 ,, ,, 32	9 5	15
32 ,, ,, 33	9 7	16
33 ,, ,, 34	9 9	16
34 ,, ,, 35	9 12	16
35 ,, ,, 36	9 15	16
36 ,, ,, 37	9 18	16
37 ,, ,, 38	10 1	17
38 ,, ,, 39	10 3	17
39 ,, ,, 40	10 5	17
40 ,, ,, 41	10 7	17
41 ,, ,, 42	10 9	17
42 ,, ,, 43	10 12	18
43 ,, ,, 44	10 16	18
44 ,, ,, 45	11 0	18
45 ,, ,, 46	11 4	19
46 ,, ,, 47	11 8	19
47 ,, ,, 48	11 13	19
48 ,, ,, 49	11 18	1 0
49 ,, ,, 50	12 3	1 0
50 ,, ,, 51	12 9	1 1
51 ,, ,, 52	12 15	1 1
52 ,, ,, 53	13 1	1 2
53 ,, ,, 54	13 7	1 2
54 ,, ,, 55	13 14	1 3
55 ,, ,, 56	14 2	1 4
56 ,, ,, 57	14 9	1 4
57 ,, ,, 58	14 17	1 5
58 ,, ,, 59	15 6	1 6
59 ,, ,, 60	15 15	1 6
60 ,, ,, 61	16 2	1 7
61 ,, ,, 62	16 7	1 7
62 ,, ,, 63	16 11	1 8
63 ,, ,, 64	16 14	1 8
64 and over	16 16	1 8

(*b*) WOMEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	2 11	4
21 ,, ,, 22	2 17	5
22 ,, ,, 23	3 3	5
23 ,, ,, 24	3 10	6
24 ,, ,, 25	3 17	6
25 ,, ,, 26	4 6	7
26 ,, ,, 27	4 16	8
27 ,, ,, 28	5 8	9
28 ,, ,, 29	6 2	10
29 ,, ,, 30	6 17	11
30 ,, ,, 31	7 11	13
31 ,, ,, 32	8 4	14
32 ,, ,, 33	8 16	15
33 ,, ,, 34	9 8	16
34 ,, ,, 35	9 19	17
35 ,, ,, 36	10 9	17
36 ,, ,, 37	10 18	18
37 ,, ,, 38	11 6	19
38 ,, ,, 39	11 14	1 0
39 ,, ,, 40	12 2	1 0
40 ,, 41	12 10	1 1
41 ,, ,, 42	12 19	1 2
42 ,, ,, 43	13 8	1 2
43 ,, ,, 44	13 17	1 3
44 ,, ,, 45	14 5	1 4
45 ,, ,, 46	14 13	1 4
46 ,, ,, 47	15 0	1 5
47 ,, ,, 48	15 6	1 6
48 ,, ,, 49	15 12	1 6
49 ,, ,, 50	15 18	1 6
50 ,, ,, 51	16 4	1 7
51 ,, ,, 52	16 10	1 8
52 ,, ,, 53	16 16	1 8
53 ,, ,, 54	17 3	1 9
54 ,, ,, 55	17 9	1 9
55 ,, ,, 56	17 15	1 10
56 ,, ,, 57	18 2	1 10
57 ,, ,, 58	18 8	1 11
58 ,, ,, 59	18 15	1 11
59 ,, ,, 60	19 1	1 12
60 ,, ,, 61	19 6	1 12
61 ,, ,, 62	19 11	1 13
62 ,, ,, 63	19 15	1 13
63 ,, ,, 64	19 18	1 13
64 and over	20 1	1 13

TABLE III

(*a*) MEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	5 7	9
21 ,, ,, 22	5 14	10
22 ,, ,, 23	6 1	10
23 ,, ,, 24	6 8	11
24 ,, ,, 25	6 15	11
25 ,, ,, 26	7 3	12
26 ,, ,, 27	7 12	13
27 ,, ,, 28	8 1	13
28 ,, ,, 29	8 11	14
29 ,, ,, 30	9 1	15
30 ,, ,, 31	9 11	16
31 ,, ,, 32	10 1	17
32 ,, ,, 33	10 12	18
33 ,, ,, 34	11 2	18
34 ,, ,, 35	11 12	19
35 ,, ,, 36	12 2	1 0
36 ,, ,, 37	12 12	1 1
37 ,, ,, 38	13 2	1 2
38 ,, ,, 39	13 11	1 3
39 ,, ,, 40	13 19	1 3
40 ,, ,, 41	14 7	1 4
41 ,, ,, 42	14 14	1 4
42 ,, ,, 43	15 1	1 5
43 ,, ,, 44	15 7	1 6
44 ,, ,, 45	15 14	1 6
45 ,, ,, 46	16 1	1 7
46 ,, ,, 47	16 9	1 7
47 ,, ,, 48	16 17	1 8
48 ,, ,, 49	17 6	1 9
49 ,, ,, 50	17 15	1 10
50 ,, ,, 51	18 3	1 10
51 ,, ,, 52	18 8	1 11
52 ,, ,, 53	18 12	1 11
53 ,, ,, 54	18 16	1 11
54 ,, ,, 55	18 19	1 12
55 ,, ,, 56	19 2	1 12
56 ,, ,, 57	19 5	1 12
57 ,, ,, 58	19 8	1 12
58 ,, ,, 59	19 11	1 13
59 ,, ,, 60	19 14	1 13
60 ,, ,, 61	19 17	1 13
61 ,, ,, 62	19 19	1 13
62 ,, ,, 63	20 1	1 13
63 ,, ,, 64	20 2	1 14
64 and over	20 3	1 14

(*b*) WOMEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	2 4	4
21 ,, ,, 22	2 12	4
22 ,, ,, 23	3 0	5
23 ,, ,, 24	3 8	6
24 ,, ,, 25	3 16	6
25 ,, ,, 26	4 5	7
26 ,, ,, 27	4 16	8
27 ,, ,, 28	5 10	9
28 ,, ,, 29	6 5	10
29 ,, ,, 30	7 1	12
30 ,, ,, 31	7 17	13
31 ,, ,, 32	8 14	14
32 ,, ,, 33	9 10	16
33 ,, ,, 34	10 6	17
34 ,, ,, 35	11 2	18
35 ,, ,, 36	11 18	1 0
36 ,, ,, 37	12 14	1 1
37 ,, ,, 38	13 10	1 2
38 ,, ,, 39	14 6	1 4
39 ,, ,, 40	15 2	1 5
40 ,, ,, 41	15 17	1 6
41 ,, ,, 42	16 11	1 8
42 ,, ,, 43	17 4	1 9
43 ,, ,, 44	17 17	1 10
44 ,, ,, 45	18 9	1 11
45 ,, ,, 46	19 0	1 12
46 ,, ,, 47	19 9	1 12
47 ,, ,, 48	19 16	1 13
48 ,, ,, 49	20 2	1 14
49 ,, ,, 50	20 7	1 14
50 ,, ,, 51	20 13	1 14
51 ,, ,, 52	20 18	1 15
52 ,, ,, 53	21 4	1 15
53 ,, ,, 54	21 10	1 16
54 ,, ,, 55	21 16	1 16
55 ,, ,, 56	22 1	1 17
56 ,, ,, 57	22 7	1 17
57 ,, ,, 58	22 12	1 18
58 ,, ,, 59	22 18	1 18
59 ,, ,, 60	23 3	1 19
60 ,, ,, 61	23 8	1 19
61 ,, ,, 62	23 12	1 19
62 ,, ,, 63	23 16	2 0
63 ,, ,, 64	23 19	2 0
64 and over	24 1	2 0

TABLE IV

(*a*) MEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	3 13	6
21 ,, ,, 22	3 17	6
22 ,, ,, 23	4 1	7
23 ,, ,, 24	4 6	7
24 ,, ,, 25	4 11	8
25 ,, ,, 26	4 16	8
26 ,, ,, 27	5 2	8
27 ,, ,, 28	5 8	9
28 ,, ,, 29	5 14	10
29 ,, ,, 30	6 0	10
30 ,, ,, 31	6 7	11
31 ,, ,, 32	6 14	11
32 ,, ,, 33	7 1	12
33 ,, ,, 34	7 8	12
34 ,, ,, 35	7 15	13
35 ,, ,, 36	8 2	14
36 ,, ,, 37	8 8	14
37 ,, ,, 38	8 14	14
38 ,, ,, 39	9 0	15
39 ,, ,, 40	9 6	16
40 ,, ,, 41	9 11	16
41 ,, ,, 42	9 16	16
42 ,, ,, 43	10 0	17
43 ,, ,, 44	10 4	17
44 ,, ,, 45	10 8	17
45 ,, ,, 46	10 13	18
46 ,, ,, 47	10 18	18
47 ,, ,, 48	11 3	19
48 ,, ,, 49	11 9	19
49 ,, ,, 50	11 15	1 0
50 ,, ,, 51	12 1	1 0
51 ,, ,, 52	12 8	1 1
52 ,, ,, 53	12 15	1 1
53 ,, ,, 54	13 2	1 2
54 ,, ,, 55	13 9	1 2
55 ,, ,, 56	13 17	1 3
56 ,, ,, 57	14 5	1 4
57 ,, ,, 58	14 14	1 4
58 ,, ,, 59	15 3	1 5
59 ,, ,, 60	15 13	1 6
60 ,, ,, 61	16 0	1 7
61 ,, ,, 62	16 6	1 7
62 ,, ,, 63	16 11	1 8
63 ,, ,, 64	16 14	1 8
64 and over	16 16	1 8

(*b*) WOMEN

Age (1)	Amount of transfer value appropriate in respect of each £100 of annual salary or wages and emoluments in relation to each of the following completed periods of service, namely :—	
	Year (2)	Month (3)
	£ s.	£ s.
20 and under 21	1 15	3
21 ,, ,, 22	2 1	3
22 ,, ,, 23	2 7	4
23 ,, ,, 24	2 12	4
24 ,, ,, 25	2 17	5
25 ,, ,, 26	3 3	5
26 ,, ,, 27	3 10	6
27 ,, ,, 28	3 19	7
28 ,, ,, 29	4 9	7
29 ,, ,, 30	4 19	8
30 ,, ,, 31	5 9	9
31 ,, ,, 32	5 19	10
32 ,, ,, 33	6 9	11
33 ,, ,, 34	6 19	12
34 ,, ,, 35	7 9	12
35 ,, ,, 36	8 0	13
36 ,, ,, 37	8 11	14
37 ,, ,, 38	9 1	15
38 ,, ,, 39	9 12	16
39 ,, ,, 40	10 3	17
40 ,, ,, 41	10 13	18
41 ,, ,, 42	11 3	19
42 ,, ,, 43	11 12	19
43 ,, ,, 44	12 1	1 0
44 ,, ,, 45	12 10	1 1
45 ,, ,, 46	12 18	1 2
46 ,, ,, 47	13 5	1 2
47 ,, ,, 48	13 12	1 3
48 ,, ,, 49	13 19	1 3
49 ,, ,, 50	14 7	1 4
50 ,, ,, 51	14 14	1 4
51 ,, ,, 52	15 2	1 5
52 ,, ,, 53	15 11	1 6
53 ,, ,, 54	16 0	1 7
54 ,, ,, 55	16 9	1 7
55 ,, ,, 56	16 17	1 8
56 ,, ,, 57	17 6	1 9
57 ,, ,, 58	17 15	1 10
58 ,, ,, 59	18 4	1 10
59 ,, ,, 60	18 12	1 11
60 ,, ,, 61	19 0	1 12
61 ,, ,, 62	19 7	1 12
62 ,, ,, 63	19 13	1 13
63 ,, ,, 64	19 18	1 13
64 and over	20 1	1 13

Regulation 41

SIXTH SCHEDULE

PROVISIONS FOR THE CALCULATION OF TRANSFER VALUES PAYABLE BY THE MINISTRY, AND DIRECTIONS FOR THE USE OF THE SUBJOINED TABLES IN CONNEXION THEREWITH.

1. In this Schedule, the following expressions, unless the context otherwise requires, have the meanings hereby assigned to them—

"the material date" in relation to any person in respect of whom a transfer value is being calculated means the date upon which he ceased to hold his employment under the employing authority;

"remuneration" in relation to any person, other than a practitioner, means the annual remuneration of his employment under the employing authority on which contributions were payable by him on the material date, and in relation to a practitioner means the annual average of his remuneration in respect of all periods of service as a practitioner:

Provided that —

(*a*) if, for the purposes of the foregoing definition, account is required to be taken of any fees payable to a person, other than a practitioner, in respect of any employment, the amount thereof shall be taken to be the annual average of the fees payable to him in respect of that employment during the three years immediately preceding the material date or, if that employment was of shorter duration, such shorter period;

(*b*) references in the foregoing definition to contributions payable by any person shall include references to contributions which would have been payable by him but for any reduction in or suspension of his remuneration by reason of his absence from duty owing to ill-health or injury;

(*c*) in the case of a person who has ceased to hold a single employment under an employing authority and has entered two or more part-time employments in which he is an officer of the same or any other employing authority, the expression "remuneration" shall, in relation to each part-time employment, be construed as meaning such proportion of the person's remuneration on the material date as the annual remuneration or emoluments of that part-time employment bears to the aggregate amount of the annual remuneration or emoluments of the part-time employemnts;

"service" in relation to a person who in the employment he has ceased to hold was in the whole-time employment of a single employing authority means, in respect of any period of previous part-time employment, whole-time service for a proportionately reduced period; and

"contributing service" in relation to any period of service in respect of which a person was in the course of making but had not completed making additional contributory payments shall be construed as meaning service of one-half the actual length of that period of service.

2. The transfer value payable in respect of any person shall be the aggregate of the sums respectively calculated in accordance with the provisions of paragraphs 4, 5 and 6 of this Schedule:

Provided that —

(*a*) in the case of a person, not being a practitioner, whose service includes service in that capacity, separate transfer values shall be calculated in respect of his service in the two capacities, by reference to his remuneration as such person and his remuneration as a practitioner respectively;

(*b*) in the case of a practitioner whose service includes service otherwise than in that capacity, separate transfer values shall be calculated in respect of his service in the two capacities, as if in relation to his service otherwise than in the capacity of a practitioner the material date for the purpose of ascertaining his remuneration was the date on which he ceased to hold his last employment before becoming a practitioner, and his remuneration was the annual remuneration of the employment on which contributions were payable by him on that date, or, if in that employment he was not an officer of an employing authority, the annual emoluments of that employment;

(*c*) in the case of a person whose contributing service, together with his non-contributing service (if any) reckoned at half its actual length, exceeds forty years, the calculation required to be made by reference to his contributing

service and non-contributing service shall be made by reference to forty years contributing service, and if he is such a person as is mentioned in proviso (*a*) or (*b*) to this paragraph, his service as a practitioner and his service in any other capacity shall be reduced proportionately to their actual lengths, any non-contributing service being reckoned at half its actual length;

(*d*) the transfer value payable shall be reduced by —

(i) an amount equal to any sum which, when the person ceased to hold the employment in relation to which the transfer value is payable, was paid to him by way of a return of contributions, and by a further amount equal to any income tax which was deducted from his contributions in respect of such payment; and

(ii) an amount equal to the balance of any debt the right to receive which pursuant to the provisions of the Third Schedule to these regulations is deemed to be transferred to the local authority whose employment the person has entered; and

(*e*) if in relation to the employment which the person has ceased to hold he was in the course of making but had not completed making additional contributory payments the transfer value shall be increased by an amount equal to the aggregate amount of the additional contributory payments so made, except to the extent that such amount may have been returned to the person or any sum may have been deducted on account of income tax from such amount in respect of such return.

3. If after a transfer value has been paid in respect of a person who has entered the part-time employment of a local authority, that person, within twelve months after the material date, while retaining that part-time employment enters other part-time employment in which he is an officer of an employing authority, he shall be treated for the purposes of this schedule as if he had simultaneously become such an officer or employee in each of such part-time employments, and the transfer value already paid shall be adjusted accordingly.

4.—(1) The sum to be calculated by reference to a person's contributing service shall be ascertained in accordance with the provisions of this paragraph.

(2) The amount shown in column (2) of the relative Table set out below in relation to an age which corresponds with that of the person at the material date is to be multiplied by the number of years of contributing service completed on the material date.

(3) The product aforesaid is an amount appropriate in respect of one hundred pounds of remuneration.

(4) A total amount is to be calculated proportionately by reference to the person's remuneration.

5.—(1) The sum to be calculated by reference to a person's non-contributing service shall be ascertained in accordance with the provisions of this paragraph.

(2) The amount shown in column (3) of the relative Table set out below in relation to an age which corresponds with that of the person at the material date is to be multiplied by the number of years of non-contributing service completed on the material date.

(3) The product aforesaid is an amount appropriate in respect of one hundred pounds of remuneration.

(4) A total amount is to be calculated proportionately by reference to the person's remuneration.

6. In the case of a person to whom paragraph (2) of Regulation 30 applied immediately before the material date, any sum calculated under paragraph 4 or 5 of this schedule in respect of any period of service of which account would have been taken under paragraph (3) of Regulation 30 in calculating the amount of the reduction of any pension to which the person might have become entitled under these regulations shall be reduced by the sum shown in the appropriate column of Table V set out in the Third Schedule to these regulations in relation to an age which corresponds with that of the person at the material date, in respect of each one pound of the amount of the reduction of the pension as aforesaid in respect of that period of service, and be a proportionate sum in respect of any fraction of a pound included in the said amount.

TABLE I

(*a*) SERVICE OF A MALE OFFICER, NOT BEING AN OFFICER MENTIONED IN TABLE IV (OTHER THAN SERVICE AS A PRACTITIONER)

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed year of service, namely :—	
	Contributing Service	Non-contributing Service
(1)	(2)	(3)
	£ s.	£ s.
Under 30	11 3	5 11
30 and under 31	11 5	5 12
31 „ „ 32	11 7	5 13
32 „ „ 33	11 9	5 14
33 „ „ 34	11 11	5 15
34 „ „ 35	11 13	5 16
35 „ „ 36	11 15	5 17
36 „ „ 37	11 17	5 18
37 „ „ 38	11 19	5 19
38 „ „ 39	12 1	6 0
39 „ „ 40	12 4	6 2
40 „ „ 41	12 7	6 3
41 „ „ 42	12 10	6 5
42 „ „ 43	12 14	6 7
43 „ „ 44	12 18	6 9
44 „ „ 45	13 2	6 11
45 „ „ 46	13 6	6 13
46 „ „ 47	13 10	6 15
47 „ „ 48	13 14	6 17
48 „ „ 49	13 19	6 19
49 „ „ 50	14 4	7 2
50 „ „ 51	14 8	7 4
51 „ „ 52	14 11	7 5
52 „ „ 53	14 13	7 6
53 „ „ 54	14 15	7 7
54 „ „ 55	14 18	7 9
55 „ „ 56	15 1	7 10
56 „ „ 57	15 4	7 12
57 „ „ 58	15 7	7 13
58 „ „ 59	15 10	7 15
59 „ „ 60	15 13	7 16
60 and over	15 14	7 17

(*b*) SERVICE OF A FEMALE OFFICER, NOT BEING A FEMALE OFFICER MENTIONED IN TABLE II OR IV (OTHER THAN SERVICE AS A PRACTITIONER)

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed year of service, namely :—	
	Contributing Service	Non-contributing Service
(1)	(2)	(3)
	£ s.	£ s.
Under 20	7 16	2 2
20 and under 21	7 17	2 3
21 „ „ 22	7 18	2 5
22 „ „ 23	7 19	2 7
23 „ „ 24	8 0	2 9
24 „ „ 25	8 2	2 12
25 „ „ 26	8 5	2 15
26 „ „ 27	8 9	2 19
27 „ „ 28	8 14	3 4
28 „ „ 29	9 0	3 9
29 „ „ 30	9 7	3 15
30 „ „ 31	9 14	4 0
31 „ „ 32	10 2	4 6
32 „ „ 33	10 9	4 11
33 „ „ 34	10 17	4 17
34 „ „ 35	11 4	5 2
35 „ „ 36	11 11	5 7
36 „ „ 37	11 18	5 12
37 „ „ 38	12 5	5 17
38 „ „ 39	12 13	6 2
39 „ „ 40	13 0	6 7
40 „ „ 41	13 8	6 12
41 „ „ 42	13 15	6 17
42 „ „ 43	14 3	7 1
43 „ „ 44	14 10	7 5
44 „ „ 45	14 17	7 8
45 „ „ 46	15 4	7 12
46 „ „ 47	15 11	7 15
47 „ „ 48	15 18	7 19
48 „ „ 49	16 6	8 3
49 „ „ 50	16 13	8 6
50 „ „ 51	16 19	8 9
51 „ „ 52	17 5	8 12
52 „ „ 53	17 10	8 15
53 „ „ 54	17 15	8 17
54 „ „ 55	17 19	8 19
55 „ „ 56	18 3	9 1
56 „ „ 57	18 7	9 3
57 „ „ 58	18 11	9 5
58 „ „ 59	18 15	9 7
59 „ „ 60	18 18	9 9
60 and over	19 0	9 10

SERVICE OF A FEMALE NURSE (INCLUDING A FEMALE NURSE WHO IS A MENTAL HEALTH OFFICER) OR PHYSIOTHERAPIST, OR MIDWIFE WHO BECOMES EMPLOYED AS A FEMALE NURSE, OR MIDWIFE

TABLE II

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed year of service, namely —	
	Contributing Service	Non-contributing Service
(1)	(2)	(3)
	£ s.	£ s.
Under 20	8 5	2 2
20 and under 21	8 6	2 3
21 „ „ 22	8 7	2 5
22 „ „ 23	8 9	2 7
23 „ „ 24	8 13	2 10
24 „ „ 25	9 0	2 16
25 „ „ 26	9 11	3 3
26 „ „ 27	10 5	3 12
27 „ „ 28	11 1	4 2
28 „ „ 29	11 19	4 14
29 „ „ 30	12 19	5 8
30 „ „ 31	14 1	6 3
31 „ „ 32	15 5	7 0
32 „ „ 33	16 7	7 15
33 „ „ 34	17 4	8 6
34 „ „ 35	17 13	8 12
35 „ „ 36	17 18	8 16
36 „ „ 37	18 1	8 19
37 „ „ 38	18 2	9 1
38 „ „ 39	18 3	9 1
39 „ „ 40	18 5	9 2
40 „ „ 41	18 7	9 3
41 „ „ 42	18 10	9 5
42 „ „ 43	18 15	9 7
43 „ „ 44	19 1	9 10
44 „ „ 45	19 7	9 13
45 „ „ 46	19 14	9 17
46 „ „ 47	20 2	10 1
47 „ „ 48	20 11	10 5
48 „ „ 49	20 19	10 9
49 „ „ 50	21 8	10 14
50 „ „ 51	21 18	10 19
51 „ „ 52	22 8	11 4
52 „ „ 53	22 19	11 9
53 „ „ 54	23 10	11 15
54 and over	24 2	12 1

TABLE III

SERVICE AS A PRACTITIONER

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£ s.		£ s.
Under 25 ...	8 4	45 and under 46	12 15
25 and under 26	8 12	46 ,, ,, 47	13 0
26 ,, ,, 27	8 19	47 ,, ,, 48	13 5
27 ,, ,, 28	9 5	48 ,, ,, 49	13 11
28 ,, ,, 29	9 10	49 ,, ,, 50	13 16
29 ,, ,, 30	9 15	50 ,, ,, 51	14 2
30 ,, ,, 31	10 0	51 ,, ,, 52	14 8
31 ,, ,, 32	10 5	52 ,, ,, 53	14 14
32 ,, ,, 33	10 10	53 ,, ,, 54	15 1
33 ,, ,, 34	10 14	54 ,, ,, 55	15 8
34 ,, ,, 35	10 18	55 ,, ,, 56	15 15
35 ,, ,, 36	11 2	56 ,, ,, 57	16 2
36 ,, ,, 37	11 5	57 ,, ,, 58	16 9
37 ,, ,, 38	11 8	58 ,, ,, 59	16 16
38 ,, ,, 39	11 10	59 ,, ,, 60	17 3
39 ,, ,, 40	11 13	60 ,, ,, 61	17 10
40 ,, ,, 41	11 16	61 ,, ,, 62	17 17
41 ,, ,, 42	12 0	62 ,, ,, 63	18 4
42 ,, ,, 43	12 3	63 ,, ,, 64	18 12
43 ,, ,, 44	12 7	64 and over	19 0
44 ,, ,, 45	12 11		

TABLE IV

(*a*) SERVICE OF A MALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR

Age (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed year of service, namely :—	
	Contributing Service (2)	Non-contributing Service (3)
	£ s.	£ s.
Under 26	7 16	3 18
26 and under 27	7 18	3 19
27 ,, ,, 28	8 1	4 0
28 ,, ,, 29	8 4	4 2
29 ,, ,, 30	8 8	4 4
30 ,, ,, 31	8 12	4 6
31 ,, ,, 32	8 16	4 8
32 ,, ,, 33	9 1	4 10
33 ,, ,, 34	9 5	4 12
34 ,, ,, 35	9 10	4 15
35 ,, ,, 36	9 14	4 17
36 ,, ,, 37	9 19	4 19
37 ,, ,, 38	10 3	5 1
38 ,, ,, 39	10 8	5 4
39 ,, ,, 40	10 13	5 6
40 ,, ,, 41	10 18	5 9
41 ,, ,, 42	11 4	5 12
42 ,, ,, 43	11 9	5 14
43 ,, ,, 44	11 15	5 17
44 ,, ,, 45	12 1	6 0
45 ,, ,, 46	12 7	6 3
46 ,, ,, 47	12 14	6 7
47 ,, ,, 48	13 0	6 10
48 ,, ,, 49	13 6	6 13
49 ,, ,, 50	13 12	6 16
50 ,, ,, 51	13 18	6 19
51 ,, ,, 52	14 3	7 1
52 ,, ,, 53	14 8	7 4
53 ,, ,, 54	14 12	7 6
54 ,, ,, 55	14 15	7 7
55 ,, ,, 56	14 18	7 9
56 ,, ,, 57	15 2	7 11
57 ,, ,, 58	15 5	7 12
58 ,, ,, 59	15 8	7 14
59 ,, ,, 60	15 12	7 16
60 and over	15 14	7 17

(*b*) SERVICE OF A FEMALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR

Age (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed year of service, namely :—	
	Contributing Service (2)	Non-contributing Service (3)
	£ s.	£ s.
Under 20	5 6	1 1
20 and under 21	5 9	1 3
21 ,, ,, 22	5 12	1 5
22 ,, ,, 23	5 15	1 7
23 ,, ,, 24	5 19	1 9
24 ,, ,, 25	6 3	1 12
25 ,, ,, 26	6 8	1 16
26 ,, ,, 27	6 13	2 1
27 ,, ,, 28	6 19	2 6
28 ,, ,, 29	7 6	2 12
29 ,, ,, 30	7 14	2 17
30 ,, ,, 31	8 3	3 3
31 ,, ,, 32	8 12	3 9
32 ,, ,, 33	9 2	3 16
33 ,, ,, 34	9 12	4 3
34 ,, ,, 35	10 2	4 10
35 ,, ,, 36	10 12	4 16
36 ,, ,, 37	11 1	5 2
37 ,, ,, 38	11 10	5 8
38 ,, ,, 39	12 0	5 14
39 ,, ,, 40	12 9	6 0
40 ,, ,, 41	12 19	6 5
41 ,, ,, 42	13 8	6 11
42 ,, ,, 43	13 17	6 16
43 ,, ,, 44	14 6	7 1
44 ,, ,, 45	14 15	7 6
45 ,, ,, 46	15 3	7 11
46 ,, ,, 47	15 11	7 15
47 ,, ,, 48	15 18	7 19
48 ,, ,, 49	16 5	8 2
49 ,, ,, 50	16 12	8 6
50 ,, ,, 51	16 19	8 9
51 ,, ,, 52	17 5	8 12
52 ,, ,, 53	17 10	8 15
53 ,, ,, 54	17 15	8 17
54 ,, ,, 55	17 19	8 19
55 ,, ,, 56	18 3	9 1
56 ,, ,, 57	18 7	9 3
57 ,, ,, 58	18 11	9 5
58 ,, ,, 59	18 15	9 7
59 ,, ,, 60	18 18	9 9
60 and over	19 0	9 10

Regulation (30) 3

SEVENTH SCHEDULE

Reduction of Pension

TABLE I

Female Nurse (including a Female Nurse who is a Mental Health Officer) or Physiotherapist, or Midwife

Age	Annual Sum	Age	Annual Sum
	£ s. d.		s. d.
Under 20	1 14 0	33 and under 34	13 6
20 and under 21	1 11 0	34 ,, ,, 35	13 0
21 ,, ,, 22	1 8 0		
22 ,, ,, 23	1 5 6	35 ,, ,, 36	13 0
23 ,, ,, 24	1 3 0	36 ,, ,, 37	12 6
24 ,, ,, 25	1 1 0	37 ,, ,, 38	12 6
		38 ,, ,, 39	12 6
25 ,, ,, 26	19 6	39 ,, ,, 40	12 0
26 ,, ,, 27	18 0		
27 ,, ,, 28	17 0	40 ,, ,, 41	12 0
28 ,, ,, 29	16 0	41 ,, ,, 42	12 0
29 ,, ,, 30	15 6	42 ,, ,, 43	11 6
		43 ,, ,, 44	11 6
30 ,, ,, 31	15 0	44 ,, ,, 45	11 0
31 ,, ,, 32	14 6		
32 ,, ,, 33	14 0	45 and over ...	11 0

TABLE II

OFFICER, OTHER THAN A FEMALE OFFICER MENTIONED IN TABLE I

Age	Annual Sum	
	Men	Women
	£ s. d.	£ s. d.
Under 20	1 14 0	1 14 0
20 and under 21	1 13 0	1 11 6
21 ,, ,, 22	1 12 6	1 9 6
22 ,, ,, 23	1 12 0	1 7 6
23 ,, ,, 24	1 11 0	1 5 6
24 ,, ,, 25	1 10 6	1 4 0
25 ,, ,, 26	1 10 0	1 2 6
26 ,, ,, 27	1 9 6	1 1 0
27 ,, ,, 28	1 9 0	1 0 0
28 ,, ,, 29	1 8 6	19 0
29 ,, ,, 30	1 8 0	18 0
30 ,, ,, 31	1 7 6	17 6
31 ,, ,, 32	1 7 0	17 0
32 ,, ,, 33	1 6 0	16 6
33 ,, ,, 34	1 5 6	16 0
34 ,, ,, 35	1 5 0	15 6
35 ,, ,, 36	1 4 6	15 0
36 ,, ,, 37	1 4 0	14 6
37 ,, ,, 38	1 3 6	14 0
38 ,, ,, 39	1 3 0	13 6
39 ,, ,, 40	1 2 6	13 6
40 ,, ,, 41	1 2 0	13 0
41 ,, ,, 42	1 1 6	13 0
42 ,, ,, 43	1 1 0	12 6
43 ,, ,, 44	1 0 6	12 6
44 ,, ,, 45	1 0 0	12 0
45 ,, ,, 46	19 6	12 0
46 ,, ,, 47	19 0	12 0
47 ,, ,, 48	18 6	11 6
48 ,, ,, 49	18 0	11 6
49 ,, ,, 50	17 6	11 0
50 ,, ,, 51	17 0	11 0
51 ,, ,, 52	17 0	11 0
52 ,, ,, 53	16 6	11 0
53 ,, ,, 54	16 0	11 0
54 ,, ,, 55	15 6	11 0
55 and over	15 6	11 0

EIGHTH SCHEDULE

Regulation 45.

ENACTMENTS REPEALED

Session and Chapter	Short Title	Extent of Repeal
9 Edw. 7, c. 48.	The Asylums Officers' Superannuation Act, 1909.	The whole Act..
22 & 23 Geo. 5, c. 15	The Mental Treatment Act (Northern Ireland), 1932.	Section 53.
9 & 10 Geo. 6, c. 6.	The Public Health (Tuberculosis) Act (Northern Ireland), 1946.	Subsections (2) and (4) of section 10.