1952 No. 1828

The Increase of Pensions (India and Pakistan) Rules, 1952

Made - - - -	*15th October*, 1952
Laid before Parliament	*17th October*, 1952
Coming into Operation	*20th October*, 1952

The Lords Commissioners of Her Majesty's Treasury, in exercise of the powers conferred on Them by subsections (2) and (3) of section 5 of the Superannuation (Miscellaneous Provisions) Act, 1948(a), and by subsection (2) of that section as applied by subsections (1) and (2) of section 3 of the Pensions (Increase) Act, 1952(b), and of all other powers enabling Them in that behalf, hereby make the following Rules:—

1.—(1) These Rules may be cited as the Increase of Pensions (India and Pakistan) Rules, 1952.

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

(3) These Rules shall come into operation on the twentieth day of October, nineteen hundred and fifty-two.

2. Any reference in these Rules to the provisions of any enactment or regulations shall be construed, unless the context otherwise requires, as a reference to those provisions as amended or re-enacted by any subsequent enactment or regulations.

3. These Rules shall apply to any pension to which section 5 of the Superannuation (Miscellaneous Provisions) Act, 1948, applies except:—

(*a*) any pension which has been increased out of the revenues of India or Pakistan by an amount equivalent to the increase provided for in these Rules, and

(*b*) any pension payable to any person resident in—

(i) territories which were before the 15th day of August, 1947, included in India as defined by subsection (1) of section 311 of the Government of India Act, 1935(d), or

(ii) the French and Portuguese settlements in India.

4. Any pension to which these Rules apply may, in respect of any period beginning after the 30th day of September, 1952, be increased by a like amount to that by which it would have been increased by virtue of the Pensions (Increase) Act, 1952, if it were such a pension as is specified in the First Schedule to that Act.

5. Any increase of pension authorised by these Rules shall be payable by the Commonwealth Relations Office or such other Department as the Treasury may from time to time authorise for this purpose.

6. The provisions of the Increase of Pensions (General) Regulations, 1952(e), shall, so far as they are applicable and so far as they are not inconsistent with the provisions of these Rules, apply to an increase of pension authorised by these Rules as if that increase were an increase of pension under section 1 of the Pensions (Increase) Act, 1952.

(a) 11 & 12 Geo. 6. c. 33.
(b) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 45.
(c) 52 & 53 Vict. c. 63.
(d) 26 Geo. 5 & 1 Edw. 8. c. 2.
(e) S.I. 1952/1536, p. 2341 above.

7. The Increase of Pensions (India and Pakistan) Rules, 1948(**a**), shall be amended as follows:—

(*a*) by substituting for the words and figures "the Increase of Pensions (General) Regulations, 1947," in Rule 4 thereof the words and figures "the Increase of Pensions (General) Regulations, 1952,"; and

(*b*) by adding to Rule 5 thereof the following paragraph:—

"(3) Any reference in these Rules to the provisions of any enactment or regulations shall be construed, unless the context otherwise requires, as a reference to those provisions as amended or re-enacted by any subsequent enactment or regulations."

Dated this 15th day of October, 1952.

Edward Heath,
Herbert Butcher,

Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of these Regulations, but is intended to indicate their general purport.)

These Rules are made under section 5 of the Superannuation (Miscellaneous Provisions) Act, 1948, as applied by section 3 of the Pensions (Increase) Act, 1952. They authorise the Commonwealth Relations Office to increase certain pensions payable out of the revenues of India or Pakistan by the amounts provided in the Pensions (Increase) Act, 1952. They also make minor alterations in the Increase of Pensions (India and Pakistan) Rules, 1948, which authorised these pensions to be increased by the amounts provided in the Pensions (Increase) Act, 1947. The cost of the new increases, like those under the 1948 Rules, will be borne by the Exchequer of the United Kingdom.

1952 No. 1537

The Pensions (Increase) (Amendment) Regulations, 1952

Made - - - -	*20th August,* 1952
Coming into Operation	*25th August,* 1952

The Lords Commissioners of Her Majesty's Treasury, in exercise of the powers conferred on Them by section 4 of the Pensions (Increase) Act, 1920(**b**), and of all other powers enabling Them in that behalf, hereby make the following Regulations:—

1.—(1) These Regulations may be cited as the Pensions (Increase) (Amendment) Regulations, 1952, and these Regulations and the Regulations made by the Treasury under section 4 of the Pensions (Increase) Act, 1920, on the 1st day of October, 1924(**c**), and the Pensions (Increase) Regulations, 1947(**d**), may be cited together as the Pensions (Increase) Regulations, 1924 to 1952.

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

(**a**) S.I. 1948/2542; Rev. XVII, p. 621; 1948 I, p. 3264.
(**b**) 10 & 11 Geo. 5. c. 36. (**c**) S.R. & O. 1924/1154; Rev. XVII, p. 593; 1924, p. 1510.
(**d**) S.R. & O. 1947/1106; Rev. XVII, p. 593; 1947 I, p. 1557. (**e**) 52 & 53 Vict. c. 63.