STATUTORY INSTRUMENTS

1971 No. 823

INDIA

The Indian Civil Service Family Pension Fund (Amendment) Rules 1971

Made - - - - 14*th May* 1971

The Secretary of State for Foreign and Commonwealth Affairs in exercise of the powers conferred upon the Secretary of State by sub-section (1) of section 273 of the Government of India Act 1935(a) and paragraph 14(1) of the Government of India (Family Pension Funds) Order 1936(b) and vested in him by virtue of the Transfer of Functions (Overseas Aid) Order 1970(c) hereby makes the following Rules:—

1. The Indian Civil Service Family Pension Fund Rules (d) as amended (e) are hereby further amended as follows:—

(1) In the footnotes to Rules 7, 11 and 26 and in the Eighth Schedule for the words "Commonwealth Relations Office" shall be substituted the words "Foreign and Commonwealth Office, Overseas Development Administration".

(2) In the footnote to Rule 27(2) for the words "Accountant General, Commonwealth Relations Office", shall be substituted the words "Foreign and Commonwealth Office, Overseas Development Administration".

(3) In Rule 27(2)(*a*) for the figures "1s. 4d." wherever they occur shall be substituted the figures "£0·07".

(4) In Rule 27(2)(*b*) for the figures "1s. 8d." shall be substituted the figures "£0·08".

(5) For the First Schedule to the said Rules shall be substituted the First Schedule to these Rules.

(6) For the Seventh Schedule to the said Rules shall be substituted the Second Schedule to these Rules.

2. These Rules may be cited as the Indian Civil Service Family Pension Fund (Amendment) Rules 1971 and shall have effect from the 15th February 1971.

Given under my hand this 14th day of May 1971.

Alec Douglas-Home.

(a) 26 Geo. 5 & 1 Edw. 8. c. 2. (b) S. R. & O. 1936/1310 (Rev. X, p. 624: 1936 I, p. 1385).
(c) S.I. 1970/1682 (1970 III, p. 5565). (d) S. R. & O. 1937/1217 (Rev. X, p. 715: 1937 p. 1342).
(e) The relevant amending Instruments are S.I. 1952/889, 1957/1775, 1959/1331, 1960/2409, 1964/1898, 1969/1149 (1952 I, p. 1225; 1957 I, p. 1162; 1959 I, p. 1457; 1960 I, p. 1711; 1964 III, p. 4231; 1969 II, p. 3402).

FIRST SCHEDULE

FIRST SCHEDULE (Rules 7 and 10)

1. For the purposes of these Rules the class of a Subscriber shall be as follows:—
Class V Up to 7 years' completed service.
Class IV From 7 to 12 years' completed service.
Class III From 12 to 15 years' completed service.
Class II From 15 to 18 years' completed service.
Class I From 18 years' completed service.

2. The monthly contribution payable by each subscriber while in the Service according to his Class and the date of his admission to the Service shall be as follows:—

(*a*) If Subscriber is unmarried or a widower

If the date of Subscriber's admission to the Service is—	Class				
	I	II	III	IV	V
	£	£	£	£	£
Prior to 1st April 1916	3·56	2·70	1·95	—	—
Between 1st April 1916 and 31st July 1925	4·16	3·15	2·27	1·53	1·10
Between 1st August 1925 and 31st March 1928	4·75	3·60	2·60	1·75	1·40
On or after 1st April 1928	5·34	4·05	2·93	1·97	1·40

(*b*) If Subscriber is married

If the date of Subscriber's admission to the Service is—	Class				
	I	II	III	IV	V
	£	£	£	£	£
Prior to 1st April 1916	7·25	5·13	3·25	—	—
Between 1st April 1916 and 31st July 1925	8·46	5·98	3·79	2·48	1·46
Between 1st August 1925 and 31st March 1928	9·67	6·83	4·33	2·83	1·87
On or after 1st April 1928	10·87	7·69	4·87	3·19	1·87

Additional monthly contribution payable for children by a Subscriber while in the Service according to the date of his admission to the Service

If the date of Subscriber's admission to the Service is—	Class in which subscribing	For each Son	For each Daughter
		£	£
Prior to 1st April 1916	All classes	0·43	0·80
Between 1st April 1916 and 31st July 1925	All classes	0·50	0·93
Between 1st August 1925 and 31st March 1928	I, II, III and IV	0·57	1·06
Between 1st August 1925 and 31st March 1928	V	0·64	1·20
On or after 1st April 1928	All classes	0·64	1·20

SECOND SCHEDULE

SEVENTH SCHEDULE (Rules 19, 23A and 26)

A. Pensions to dependants of subscribers who were alive on 31st March 1937 including entrants after 31st March 1937.

(1) Annual pension with effect from 1st April 1969, payable to a widow during widowhood.

Classification of subscriber*			Class of subscriber at death	
Class as at 31st March 1937	Active or Retired as at 31st March 1937	Date of birth or of entry into Service	I, II and III	IV and V
			£	£
—	—	Entrants to Fund on or after 1st April 1937.	537·50	447·92
V	Active	Entrants on or after 1st April 1933.	537·50	447·92
V	Active	Entrants prior to 1st April 1933.	542·50	452·08
IV	Active	—	542·50	452·08
III	Active	—	547·50	—
II	Active	—	547·50	—
I All	Active Retired	Born after 31st March 1887.	552·50	460·42
I All	Active Retired	Born after 31st March 1877 and before 1st April 1887.	557·50	464·58
I All	Active Retired	Born after 31st March 1872 and before 1st April 1877.	562·50	468·75
I All	Active Retired	Born after 31st March 1867 and before 1st April 1872.	567·50	472·92
I All	Active Retired	Born after 31st March 1862 and before 1st April 1867.	572·50	477·08
I All	Active Retired	Born before 1st April 1862.	577·50	481·25

Of the above pensions the following amounts are payable by Government:—

Class II £60; Class III £120; Class IV £110; Class V £150.

Of the portion of the above pensions met from the Fund, the undermentioned amounts are granted temporarily, and the pensions are therefore liable to reduction by amounts not exceeding the following, viz:—

Classes I, II and III £142·50; Classes IV and V £118·75.

(2) Annual pension with effect from 1st April 1969, payable to a fatherless child whose mother is living.

Classification of subscribers*			Orphans aged:—		
Class as at 31st March 1937	Active or Retired as at 31st March 1937	Date of birth or of entry into Service	0–6 Years	6–12 Years	12 Years and over
			£	£	£
—	—	Entrants to Fund on or after 1st April 1937.	44·79	89·58	179·17
IV and V	Active	—	44·79	89·58	179·17
II and III	Active	Born after 31st March 1877.	46·04	92·08	184·17
I	Active				
All	Retired				
I	Active	Born before 1st April 1877.	47·29	94·58	189·17
All	Retired				

* Subscribers who retired on or before 31st March 1937 under the Premature Retirement Rules are to be treated as retired subscribers except those born after 31st March 1895 who are to be treated as active subscribers in the class they would have attained had they remained in the Service until 31st March 1937.

Of the above pensions the following amounts are payable by Government:—
Age 0–6 years, £6·25; age 6–12 years, £12·50; age 12 years and over, £25·00.
Pensions payable to sons over the age of 24 years under the proviso to Rule 19(1) will, however, be met wholly from the Fund.

Of the portion of the above pensions met from the Fund, the undermentioned amounts are granted temporarily and the pensions are therefore liable to reduction by amounts not exceeding the following, viz:—
Age 0–6 years, £11·87; age 6–12 years, £23·75; age 12 years and over £47·50.

(3) The annual pension with effect from 1st April 1969, payable to an orphan of any age who has lost both parents will be as shown in the last column of table (2) above. Of these pensions the following amounts are payable by Government:—
Age 0–6 years, £81·25; age 6–12 years, £62·50; age 12 years and over £25·00.

Of the portion of these pensions met from the Fund the amount of £47·50 is granted temporarily, and the pensions are liable to reduction not exceeding that amount.

An orphan under 12 years of age who is in receipt of pension on the date of the mother's death shall be entitled to the appropriate enhanced pension with effect from the following day.

B. Pensions to dependants in receipt of pension on 31st March 1937.

(1) Annual pension with effect from 1st April 1969, payable to a widow during widowhood:—

Widow born	Class of subscriber at death	
	I, II and III	IV and V
	£	£
After 31st March 1887	572·50	477·08
After 31st March 1877 and before 1st April 1887 ...	577·50	481·25
After 31st March 1872 and before 1st April 1877 ...	582·50	485·42
After 31st March 1867 and before 1st April 1872 ...	587·50	489·58
Before 1st April 1867	592·50	493·75

Of the above pensions, the following amounts are payable by Government:—

Class II, £60; Class III, £120; Class IV, £110; Class V, £150.

Of the portions of the above pensions met from the Fund, the undermentioned amounts are granted temporarily, and the pensions are therefore liable to reduction by amounts not exceeding the following, viz:—

Classes I, II and III, £142·50; Classes IV and V, £118·75.

(2) Annual pension with effect from 1st April 1969, payable to a fatherless child:—

	£
Payable from the Fund	164·17
Payable by Government	25·00
	189·17

Of the portion of the above pensions met from the Fund, the amount of £47·50 is granted temporarily, and the pensions are therefore liable to reduction not exceeding that amount.

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules substitute for references to the old currency where they appear in the Rules of the Indian Civil Service Family Pension Fund, payable amounts in the new currency applicable from 15th February 1971.

These Rules also substitute references to the Foreign and Commonwealth Office, Overseas Development Administration for references to the Commonwealth Relations Office and the Accountant General, Commonwealth Relations Office in the Rules.

The unfettered powers of administration of the Fund conferred on the Secretary of State enable him to make Rules with retrospective effect.