EXPLANATORY NOTE

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

These Rules amend the Indian Military Widows' and Orphans' Fund Rules which provide for payment out of the Fund of pensions to widows and orphans of married subscribers and for certain refunds on the death of unmarried subscribers.

One purpose is to give to officers who are contributing at the married rate or in respect of children an option to discontinue their payments and provide modified benefits for their dependants, and to extend the option of withdrawing from the Fund to other subscribers.

Another purpose is to permit subscribers to make provision for adopted children or step-children.

These Rules also modify the provisions regarding marriages terminated by divorce.

1959 No. 2055

The Indian Military Widows' and Orphans' Fund (Amendment) (No. 2) Rules, 1959

Made - - - - 13*th November,* 1959

I, Alexander Frederick, Earl of Home, one of Her Majesty's Principal Secretaries of State, in exercise of the powers conferred upon me 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), hereby make the following rules :—

1. The Indian Military Widows' and Orphans' Fund Rules(c) as amended(d) are hereby further amended as follows:—

(1) Rule 34 (including the proviso thereto) shall be re-numbered Rule 34 (1).

(2) After sub-rule (1) of Rule 34, there shall be inserted the following sub-rule:—

"(2) With effect from 16th November, 1959, the amount of any supplementary pension contingent liability for which was accepted before 1st April, 1959, shall be subject to a temporary increase of 3¾ per cent."

(3) The Schedule to these Rules shall be substituted for the Ninth Schedule to the said Rules.

2. These Rules may be cited as the Indian Military Widows' and Orphans' Fund (Amendment) (No. 2) Rules, 1959.

Given under my hand this 13th day of November, 1959.

Home,
One of Her Majesty's Principal Secretaries of State.

Commonwealth Relations Office,
Downing Street, S.W.1.

(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.R. & O. 1937/1227 (Rev. X, p. 662 : 1937, p. 1406).
(d) *See* Rev. X, p. 662, and also S.I. 1949/280, 1952/1503, 1957/1195, 1959/772 (1949 I, p. 2332 ; 1952 I, p. 1229 ; 1957 I, p. 1167; 1959 I, p. 1464).

SCHEDULE

NINTH SCHEDULE (RULES 27, 31 AND 33)

A. *Pensions to dependants of subscribers who were alive on 5th February*, 1949

(1) Annual pension with effect from 16th November, 1959, payable to a widow during widowhood:—

Subscriber born	Class of subscriber at death									
	V		IV		III		II		I	
	£ s. d.		£ s. d.		£ s. d.		£ s. d.		£ s. d.	
After 31st March, 1907										
Permanent	48 16 0		85 8 0		122 0 0		158 12 0		195 4 0	
Temporary ...	6 4 0		10 17 0		15 10 0		20 3 0		24 16 0	
After 31st March, 1897 and before 1st April, 1907										
Permanent	50 0 0		87 10 0		125 0 0		162 10 0		200 0 0	
Temporary ...	6 0 0		10 10 0		15 0 0		19 10 0		24 0 0	
After 31st March, 1882 and before 1st April, 1897										
Permanent	51 4 0		89 12 0		128 0 0		166 8 0		204 16 0	
Temporary... ...	5 16 0		10 3 0		14 10 0		18 17 0		23 4 0	
Before 1st April, 1882										
Permanent	52 8 0		91 14 0		131 0 0		170 6 0		209 12 0	
Temporary ...	5 12 0		9 16 0		14 0 0		18 4 0		22 8 0	

Of the above pensions, the portions shown as temporary are liable to reduction or withdrawal.

(2) Annual pension with effect from 16th November, 1959, payable to orphan children of all classes alike:—

Subscriber born	Son or Daughter aged			Daughters aged 21 years or over
	0—6 years	6—12 years	12—21 years	
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
After 31st March, 1907				
Permanent	12 4 0	24 8 0	36 12 0	54 18 0
Temporary	1 11 0	3 2 0	4 13 0	6 19 6
After 31st March, 1897 and before 1st April, 1907				
Permanent	12 10 0	25 0 0	37 10 0	56 5 0
Temporary	1 10 0	3 0 0	4 10 0	6 15 0
After 31st March, 1882 and before 1st April, 1897				
Permanent	12 16 0	25 12 0	38 8 0	57 12 0
Temporary	1 9 0	2 18 0	4 7 0	6 10 6
Before 1st April, 1882				
Permanent	13 2 0	26 4 0	39 6 0	58 19 0
Temporary	1 8 0	2 16 0	4 4 0	6 6 0

Of the above pensions, the portions shown as temporary are liable to reduction or withdrawal.

B. *Pensions to dependants in receipt of pension granted with effect from a date within the period 1st April, 1937, to 5th February, 1949*

(1) Annual pension with effect from 16th November, 1959, payable to a widow during widowhood:—

Subscriber born	Class of subscriber at death									
	V		IV		III		II		I	
	£ s. d.		£ s. d.		£ s. d.		£ s. d.		£ s. d.	
After 31st March, 1907...	55 0 0		96 5 0		137 10 0		178 15 0		220 0 0	
After 31st March, 1897 and before 1st April, 1907	56 0 0		98 0 0		140 0 0		182 0 0		224 0 0	
After 31st March, 1882 and before 1st April, 1897	57 0 0		99 15 0		142 10 0		185 5 0		228 0 0	
Before 1st April, 1882 ...	58 0 0		101 10 0		145 0 0		188 10 0		232 0 0	

Of the above pensions, the following amounts are granted temporarily, and the pensions are therefore liable to reduction not exceeding these amounts, viz.:—

Class V, £4; Class IV, £7; Class III, £10; Class II, £13; Class I, £16.

(2) Annual pension with effect from 16th November, 1959, payable to orphan children of all classes alike:—

Subscriber born	Son or Daughter aged		Daughters aged 21 years or over
	6—12 years	12—21 years	
	£ s. d.	£ s. d.	£ s. d.
After 31st March, 1907	27 10 0	41 5 0	61 17 6
After 31st March, 1897 and before 1st April, 1907	28 0 0	42 0 0	63 0 0
After 31st March, 1882 and before 1st April, 1897	28 10 0	42 15 0	64 2 6
Before 1st April, 1882	29 0 0	43 10 0	65 5 0

Of the above pensions to orphans, the following amounts are granted temporarily, and the pensions are therefore liable to reduction not exceeding these amounts, viz.:—

Age 6—12 years, £2; age 12—21 years, £3; age 21 years or over, £4 10s. 0d.

C. *Pensions to dependants in receipt of pension on 31st March, 1937*

(1) Annual pension with effect from 16th November, 1959, payable to a widow during widowhood :—

Widow born	Class of subscriber at death														
	V			IV			III			II			I		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
After 31st March, 1902	58	0	0	101	10	0	145	0	0	188	10	0	232	0	0
After 31st March, 1887 and before 1st April, 1902	59	0	0	103	5	0	147	10	0	191	15	0	236	0	0
Before 1st April, 1887 ...	60	0	0	105	0	0	150	0	0	195	0	0	240	0	0

Of the above pensions, the following amounts are granted temporarily, and the pensions are therefore liable to reduction not exceeding these amounts, viz.:—

Class V, £4; Class IV, £7; Class III, £10; Class II, £13; Class I, £16.

(2) Annual pension with effect from 16th November, 1959, payable to orphan children of all classes alike:—

Daughters age 21 years or over, £65 5s. 0d.

Of the above pensions to orphans, the amount of £4 10s. 0d. 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, but is intended to indicate their general purport.)

These Rules provide for an increase, on a temporary basis, in the rates of pension payable under the Rules of the Indian Military Widows' and Orphans' Fund.