STATUTORY INSTRUMENTS

1973 No. 727

INDIA

The Indian Military Widows' and Orphans' Fund (Amendment) Rules 1973

Made - - - - 12*th April* 1973

The Secretary of State for Foreign and Commonwealth Affairs, in exercise of powers conferred 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 now vested in him(**c**), hereby makes the following Rules:—

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

(i) For Sub-Rule (2) of Rule 34 the following shall be substituted:—

"(2) With effect from 1st December 1972, the amount of any supplementary pension, contingent liability for which was accepted before 1st April 1959, shall be subject to a temporary increase of $30\frac{3}{4}$ per cent".

(ii) For Sub-Rule (3) of Rule 34 the following shall be substituted:—

"(3) With effect from 1st December 1972, the amount of any supplementary pension, contingent liability for which was accepted on or after 1st April 1959 and before 1st April 1963, shall be subject to a temporary increase of 27 per cent".

(iii) For Sub-Rule (4) of Rule 34 the following shall be substituted:—

"(4) With effect from 1st December 1972, the amount of any supplementary pension, contingent liability for which was accepted on or after 1st April 1963 and before 1st April 1967, shall be subject to a temporary increase of $19\frac{1}{2}$ per cent".

(iv) After Sub-Rule (4) of Rule 34 there shall be inserted the following Sub-Rule:—

"(5) With effect from 1st December 1972, the amount of any supplementary pension, contingent liability for which was accepted on or after 1st April 1967 and before 1st April 1971, shall be subject to a temporary increase of 10 per cent".

(v) 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) Rules 1973.

Given under my hand this 12th day of April 1973.

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. 1965/1528, 1970/1682 (1965 II, p. 4435; 1970 III, p. 5565).
(**d**) S.R. & O. 1937/1227 (Rev. X, p. 662: 1937, p. 1406).
(**e**) The relevant amending instruments are S.I. 1949/280, 1952/1503, 1957/1195, 1959/772, 2055, 1961/1249, 1964/71, 1968/1492 and 1971/824 (1949 I, p. 2332; 1952 I, p. 1229; 1957 I, p. 1167; 1959 I, pp. 1464, 1468; 1961 II, p. 2446; 1964 I, p. 111; 1968 III, p. 4241; 1971 II, p. 2358).

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 1st December 1972; payable to a widow during widowhood:—

Subscriber born	Class of subscriber at death				
	V	IV	III	II	I
	£	£	£	£	£
After 31st March 1907:					
Permanent	48·80	85·40	122·00	158·60	195·20
Temporary...	27·80	48·65	69·50	90·35	111·20
After 31st March 1897 and before 1st April 1907:					
Permanent	50·00	87·50	125·00	162·50	200·00
Temporary	27·60	48·30	69·00	89·70	110·40
After 31st March 1882 and before 1st April 1897:					
Permanent	51·20	89·60	128·00	166·40	204·80
Temporary	27·40	47·95	68·50	89·05	109·60
Before 1st April 1882:					
Permanent	52·40	91·70	131·00	170·30	209·60
Temporary	27·20	47·60	68·00	88·40	108·80

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

(2) Annual pension with effect from 1st December 1972; 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	
	£	£	£	£
After 31st March 1907:				
Permanent	12·20	24·40	36·60	54·90
Temporary	6·95	13·90	20·85	31·27
After 31st March 1897 and before 1st April 1907:				
Permanent	12·50	25·00	37·50	56·25
Temporary	6·90	13·80	20·70	31·05
After 31st March 1882 and before 1st April 1897:				
Permanent	12·80	25·60	38·40	57·60
Temporary	6·85	13·70	20·55	30·83
Before 1st April 1882:				
Permanent	13·10	26·20	39·30	58·95
Temporary	6·80	13·60	20·40	30·60

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 1st December 1972 payable to a widow during widowhood:—

Subscriber born	Class of subscriber at death				
	V	IV	III	II	I
	£	£	£	£	£
After 31st March 1907 ...	76·60	134·05	191·50	248·95	306·40
After 31st March 1897 and before 1st April 1907 ...	77·60	135·80	194·00	252·20	310·40
After 31st March 1882 and before 1st April 1897 ...	78·60	137·55	196·50	255·45	314·40
Before 1st April 1882 ...	79·60	139·30	199·00	258·70	318·40

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, £25·60 ; Class IV, £44·80 ; Class III, £64·00 ; Class II, £83·20 ; Class I, £102·40.

(2) Annual pension with effect from 1st December 1972 payable to orphan children of all classes alike:—

Subscriber born	Daughters aged 21 years or over
	£
After 31st March 1907 ...	86·17
After 31st March 1897 and before 1st April 1907 ...	87·30
After 31st March 1882 and before 1st April 1897 ...	88·43
Before 1st April 1882 ...	89·55

Of the above pensions to orphans, the amount of £28·80 is granted temporarily, and the pensions are therefore liable to reduction not exceeding that amount.

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

(1) Annual pension with effect from 1st December 1972 payable to a widow during widowhood:—

Widow born	Class of subscriber at death				
	V	IV	III	II	I
	£	£	£	£	£
After 31st March 1903 ...	79·60	139·30	199·00	258·70	318·40
After 31st March 1887 and before 1st April 1902 ...	80·60	141·05	201·50	261·95	322·40
Before 1st April 1887 ...	81·60	142·80	204·00	265·20	326·40

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, £25·60 ; Class IV, £44·80 ; Class III, £64·00 ; Class II, £83·20 ; Class I, £102·40.

(2) Annual pension with effect from 1st December 1972 payable to orphan children of all classes alike:—

Daughters age 21 years or over, £89·55.

Of the above pensions to orphans, the amount of £28·80 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 provide for an increase, as from 1st December 1972, on a temporary basis, in the rates of pension payable under the Rules of the Indian Military Widows' and Orphans' Fund.

The Rules which are made under the powers of Administration of the Fund conferred on the Secretary of State by section 273(1) of the Government of India Act 1935 and Article 14(1) of the Government of India (Family Pension Funds) Order in Council 1936 have retrospective effect so that the additional temporary benefits recommended in a report of the Government Actuary may take effect from 1st December 1972.

SI 1973/727
ISBN 0-11-030727-5

