1965. No. 133 **[C]**

PENSION

Injury Warrant (Northern Ireland) 1965

WARRANT, DATED 22ND JUNE, 1965, MADE BY THE MINISTRY OF FINANCE UNDER SECTION 39 OF THE SUPERANNUATION ACT (NORTHERN IRELAND) 1949 AS APPLIED BY SECTION 7 OF THE ADMINISTRATIVE AND FINANCIAL PROVISIONS ACT (NORTHERN IRELAND) 1965.

The Ministry of Finance in exercise of the powers conferred upon it by section 39 of the Superannuation Act (Northern Ireland) 1949(**a**) as applied by section 7 of the Administrative and Financial Provisions Act (Northern Ireland) 1965(**b**), and of all other powers enabling it in that behalf, hereby directs as follows:—

Citation and Commencement

1. This Warrant may be cited as the Injury Warrant (Northern Ireland) 1965 and shall come into operation on the 1st day of July, 1965.

Interpretation

2. In this Warrant—

"specified office" means any of the offices specified in column 1 of the Schedule to the Ministerial and Other Offices Act (Northern Ireland) 1964(**c**);

"civil servant" and "unestablished employee" have the meanings respectively assigned to them by paragraph 2 of the Injury Warrant (Northern Ireland) 1953(**d**).

Application of the Injury Warrant (Northern Ireland) 1953 to persons holding office in the Government of Northern Ireland

3.—(1) The Injury Warrant (Northern Ireland) 1953 shall apply to any person holding a specified office as it applies to a person who, not being a civil servant or an unestablished employee, is employed in a civil capacity for the purposes of the Government of Northern Ireland.

(2) In its application to any person holding a specified office, the Injury Warrant (Northern Ireland) 1953 shall have effect as if it were modified in the manner set out in the Schedule to this Warrant.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 22nd day of June, 1965.

(L.S.)

W. W. Arthur,
Assistant Secretary.

(**a**) 1949. c. 13.
(**b**) 1965. c. 12 (N.I.).
(**c**) 1964. c. 12 (N.I.).
(**d**) S.R. & O. (N.I.) 1953, No. 16.

SCHEDULE

Modifications of the Injury Warrant (Northern Ireland) 1953 in relation to persons holding office in the Government of Northern Ireland

In its application to any person holding a specified office the Injury Warrant (Northern Ireland) 1953 shall have effect as if—

(*a*) in paragraph 4(1) for the reference to any person who not being a civil servant or an unestablished employee, is employed in a civil capacity for the purposes of the Government of Northern Ireland there were substituted a reference to a person who holds a specified office and for the words and figures "on or after the 11th day of August, 1949", there were substituted the words and figures "on or after the 1st day of July, 1965";

(*b*) for paragraph 8 there were substituted the following paragraph:—

"8. In the application of this Warrant to a person holding a specified office, the person shall be deemed to have been, when he sustained the injury, a civil servant, and for the purpose of calculating any award to be made to him or in respect of his death, he shall be deemed to have been receiving such salary and emoluments as shall be equal to the annual salary received by him at that date by virtue of his holding a specified office, or, where he receives no salary by virtue of his holding such office, such salary and emoluments as the Ministry of Finance may determine in his particular case.";

(*c*) in paragraph 9, in sub-paragraphs (1), (2) and (3), the words "with the addition, in the case of a person who is not otherwise qualified for a pension, of one sixtieth of such salary and emoluments for each completed year of his service" were deleted;

(*d*) in paragraph 10 for the words "When the service of a person to whom this Warrant applies, not being a person who retires by reason of his injury, is terminated otherwise than at his request or by reason of his misconduct," there were substituted the words "When a person holding a specified office, being a person to whom this Warrant applies, but not being a person who retires by reason of his injury, ceases to hold such office,".

EXPLANATORY NOTE

(*This Note is not part of the Warrant, but is intended to indicate its general purport.*)

Section 39 of the Superannuation Act (Northern Ireland) 1949 empowers the Ministry of Finance by Warrant to regulate the amount of payments to be made to civil servants and other persons employed by the Government who are injured or who contract diseases in the discharge of their duties, or, if the injury or disease proves fatal within seven years, to their dependants. The Warrant now in force under the section is the Injury Warrant (Northern Ireland) 1953.

Section 7 of the Administrative and Financial Provisions Act (Northern Ireland) 1965 extends section 39 of the Act of 1949 to those holding Ministerial or comparable office in the Government of Northern Ireland.

This Warrant gives effect to the said section 7 by applying the Injury Warrant (Northern Ireland) 1953 with minor modifications to those holding Ministerial or comparable office in the Government of Northern Ireland.