(6) WAR SERVICE

The Local Government Staffs (War Service) (End of Emergency) Order, 1949

1949 No. 839

Made - - - - 29th April, 1949

At the Court at Buckingham Palace, the 29th day of April, 1949

Present,

The King's Most Excellent Majesty in Council

Whereas by section fourteen of the Local Government Staffs (War Service) Act, 1939(a), it is provided that the expression " period of the present emergency " in that Act means the period beginning with the first day of September, nineteen hundred and thirty-nine, and ending with such day as His Majesty may by Order in Council declare to be the date on which the emergency that was the occasion of the passing of that Act came to an end :

Now, therefore, His Majesty in pursuance of the said section is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows :—

1. It is hereby declared that the thirty-first day of March, nineteen hundred and forty-nine, is the date on which the emergency that was the occasion of the passing of the Local Government Staffs (War Service) Act, 1939, came to an end.

2. This Order may be cited as the Local Government Staffs (War Service) (End of Emergency) Order, 1949.

E. C. E. Leadbitter.

EXPLANATORY NOTE

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

The Local Government Staffs (War Service) Act, 1939, so far as it remains in effective operation, makes provision with respect to the salaries and superannuation rights of persons who leave certain civil employments mainly in the local government service in order to undertake war service. The expression " war service " is defined by the Act to mean service during the period of the present emergency in any of the armed forces or in certain other employments which are no longer material. The effect of the Order, therefore, is that persons who enter the armed forces after the Order comes into operation will no longer come within the provisions of the Act, although those called up under the National Service Act, 1948, will have similar superannuation rights under the Superannuation (Miscellaneous Provisions) Act, 1948(b). The position of persons who entered the armed forces before the Order comes into operation is not affected because their rights are preserved by paragraph 5 of Part I of the Schedule to the last-mentioned Act.

(a) 2 & 3 Geo. 6. c. 94. (b) 11 & 12 Geo. 6. c. 33.