their assistants who first became contributory employees on 1st April, 1953, and entitled to reckon previous service as non-contributing service, or who on that day became entitled by virtue of the Act of 1949, to reckon as non-contributing service, service which had not previously reckoned for superannuation purposes are given the right in respect of that service to notify not later than 14th December, 1953, (and whether or not they have retired before that date) their intention to make payments under the Regulations.

1953 No. 1047

The Local Government Superannuation (Administration) (Amendment) Regulations, 1953

Made - - - -	*2nd July,* 1953
Laid before Parliament	*3rd July,* 1953
Coming into Operation	*4th July,* 1953

The Minister of Housing and Local Government, in exercise of his powers under subsection (6) of section 36 of the Local Government Superannuation Act, 1937(a), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

1.—(1) These regulations may be cited as the Local Government Superannuation (Administration) (Amendment) Regulations, 1953, and shall come into operation on the fourth day of July, 1953.

(2) The Interpretation Act, 1889(b), applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. In these regulations—

"the 1938 regulations" means the Local Government Superannuation (Administration) Regulations, 1938(c);

"the 1939 regulations" means the Local Government Superannuation (Administration) Regulations, 1939(d).

3.—(1) Subject as hereinafter provided, in relation to a justices' clerk or other person superannuable under Part III of the Justices of the Peace Act, 1949(e), references in the 1938 regulations or in the 1939 regulations to a local authority specified in Part I of the First Schedule to the Local Government Superannuation Act, 1937, a local authority, a local Act authority or an employing authority shall, where the context so admits, be construed as references to the magistrates' courts committee by whom the person is appointed or employed; and in those regulations provisions which refer to a person entering or continuing in the employment of any such authority shall, in the case of a justices' clerk have effect as if he were employed by the magistrates' courts committee appointing him.

(2) The 1938 regulations shall have effect as if in regulation 2 thereof sub-paragraph (*a*) of paragraph (2) (which provides for certain justices' clerks and other persons to be treated as if they were employed by the council of a county or borough) were omitted.

(a) 1 Edw. 8 & 1 Geo. 6. c. 68. (b) 52 & 53 Vict. c. 63.
(c) S.R. & O. 1938/574; Rev. XVII, p. 791; 1938 II, p. 2791.
(d) S.R. & O. 1939/330; Rev. XVII, p. 800; 1939 II, p. 2560.
(e) 12, 13 & 14 Geo. 6. c. 101.

(3) At the end of regulation 3 of the 1939 regulations (which relates to the payments to be made by employing authorities to administering authorities) there shall be added the following paragraph—

"(5) For the purposes of this regulation the expression "employing authority" does not include a magistrates' courts committee set up under section 16 of the Justices of the Peace Act, 1949."

Given under the official seal of the Minister of Housing and Local Government this second day of July, nineteen hundred and fifty-three.

(L.S.)

Harold Macmillan,
Minister of Housing and Local Government.

EXPLANATORY NOTE

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

These Regulations amend (in consequence of the coming into operation on 1st April, 1953, of the superannuation provisions of Part III of the Justices of the Peace Act, 1949) the Local Government Superannuation (Administration) Regulations, 1938, and the Local Government Superannuation (Administration) Regulations, 1939, by

(*a*) omitting, since justices' clerks and their assistants are now employed, or deemed for superannuation purposes to be employed, by magistrates' courts committees, a provision of the 1938 regulations which deemed certain justices' clerks and assistants to be employees of the county or borough council; and

(*b*) excepting magistrates' courts committees (who hold no funds) from the obligation placed on an employing authority under the 1939 regulations to make payments to the appropriate administering authority.

The Regulations also provide for references in the 1938 and 1939 regulations to local authorities and other similar references to be construed, where appropriate, as references to magistrates' courts committees.

PENSIONS APPEAL TRIBUNALS

1953 No. 130 (L. 3)

The Pensions Appeal Tribunals (England and Wales) (Amendment) Rules, 1953

Made - - - -	29*th January*, 1953
Laid before Parliament	30*th January*, 1953
Coming into Operation	9*th February*, 1953

I, Gavin Turnbull, Baron Simonds, Lord High Chancellor of Great Britain, by virtue of the powers conferred on me by paragraph 5 of the Schedule to the Pensions Appeal Tribunals Act, 1943(**a**), do hereby make the following Rules:—

1. The Pensions Appeal Tribunals (England and Wales) Rules, 1946(**b**), as amended by the Pensions Appeal Tribunals (England and Wales)

(a) 6 & 7 Geo. 6. c. 39. (b) S.R. & O. 1946/1708; Rev. XVII, p. 733; 1946 I, p. 1313.