EXPLANATORY NOTE

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

These regulations apply to clerks of the peace and county council who were appointed before the passing of the Local Government (Clerks) Act, 1931, and who are still in office or have retired since 30th September, 1950. The superannuation rights of such clerks are at present governed by section 9 of the Act of 1931 which provides for a pension of 1/60th of average remuneration (calculated over five years) for each year of service. These regulations provide for the grant, at the option of the clerk, of alternative benefits in lieu of his superannuation rights under the Act of 1931. The alternative benefits are based on the Local Government Superannuation (Benefits) Regulations, 1954, and are : Pension of 1/80th of average remuneration (calculated over three years) for each year of service, lump sum retirement grant, widow's pension and death grant.

1954 No. 1237

The Local Government Superannuation (Limitation on Service) Regulations, 1954

Made - - - -	*20th September*, 1954
Laid before Parliament	*23rd September*, 1954
Coming into Operation	*1st October*, 1954

The Minister of Housing and Local Government, in exercise of his powers under subsection (2) of section 6 of the Local Government Superannuation Act, 1953(a), and of all other powers enabling him in that behalf, hereby makes the following regulations :—

Citation and commencement

1. These regulations may be cited as the Local Government Superannuation (Limitation on Service) Regulations, 1954, and shall come into operation on the first day of October, 1954.

Interpretation

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

Limitation on service reckonable in the calculation of benefits payable to or in respect of certain pensioners

3. Where a person to whom subsection (1) of section 6 of the Local Government Superannuation Act, 1953, (which relates to the re-employment of certain pensioners) applies is, in the employment which he has entered, a contributory employee or local Act contributor, then, for the purpose of subsection (2) of that section, account shall not be taken of any number of years of his service as a contributory employee or local Act contributor by which those years, together with the years of service in respect of which his pension or injury allowance was granted, exceed forty-five years.

Given under the official seal of the Minister of Housing and Local Government this twentieth day of September, nineteen hundred and fifty-four.

(L.S.) *Harold Macmillan,*
Minister of Housing and Local Government.

(a) 1 & 2 Eliz. 2. c. 25. (b) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

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

These regulations, read in conjunction with section 6 (2) of the Local Government Superannuation Act, 1953, provide that the years of service reckonable in the calculation of any benefit payable to a person who has become a contributory employee or local Act contributor after having been pensioned out of public funds or under a local Act scheme is to be limited to the number which will bring his total pensionable years of service (i.e., the years of service in respect of which his pension was granted and his subsequent years of service as a contributory employee or local Act contributor) to forty-five.

1954 No. 1242 (S. 116)

The Local Government Superannuation (Limitation on Service) (Scotland) Regulations, 1954

Made - - - -	*22nd September,* 1954
Laid before Parliament	*27th September,* 1954
Coming into Operation	*1st October,* 1954

In exercise of the powers conferred on me by subsection (2) of section 6 of the Local Government Superannuation Act, 1953(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation and Commencement

1. These regulations may be cited as the Local Government Superannuation (Limitation on Service) (Scotland) Regulations, 1954, and shall come into operation on the first day of October, 1954.

Interpretation

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

Limitation on service reckonable in the calculation of benefits payable to or in respect of certain pensioners

3. Where a person to whom subsection (1) of section 6 of the Local Government Superannuation Act, 1953 (which relates to the re-employment of certain pensioners) applies is, in the employment which he has entered, a contributory employee or local Act contributor, then, for the purpose of subsection (2) of that section, account shall not be taken of any number of years of his service as a contributory employee or local Act contributor by which those years, together with the years of service in respect of which his pension or injury allowance was granted, exceed forty-five years.

Dated this 22nd day of September, nineteen hundred and fifty-four.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.

(a) 1 & 2 Eliz. 2. c. 25. (b) 52 & 53 Vict. c. 63.