STATUTORY INSTRUMENTS

1966 No. 1522 (S. 114)

NATIONAL HEALTH SERVICE, SCOTLAND

The National Health Service (Superannuation) (Scotland) Amendment Regulations 1966

Laid before Parliament in draft

Made - - - - - 1*st December* 1966

Coming into Operation for all purposes of Regulation 42 - 1*st January* 1967

Coming into Operation for all other purposes - - - 15*th December* 1966

In exercise of the powers conferred on me by section 66(1) of the National Health Service (Scotland) Act 1947(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation and commencement

1.—(1) These regulations may be cited as the National Health Service (Superannuation) (Scotland) Amendment Regulations 1966.

(2) The National Health Service (Superannuation) (Scotland) Regulations 1961(b) and these regulations may be cited together as the National Health Service (Superannuation) (Scotland) Regulations 1961 and 1966.

(3) Regulation 42 of these regulations shall come into operation on 1st January 1967 and the remaining provisions of these regulations shall come into operation fourteen days after these regulations have been approved by resolution of each House of Parliament.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires, "the principal regulations" means the National Health Service (Superannuation) (Scotland) Regulations 1961 and other words and expressions used have the same meanings as in the principal regulations.

(2) In these regulations, unless the context otherwise requires, references to any enactment shall be construed as references to that enactment as amended, extended or applied by any other enactment including these regulations.

(3) The Interpretation Act 1889(c) applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(a) 1947 c. 27.
(b) S.I. 1961/1398 (1961 II, p. 2697).
(c) 1889 c. 63.

Amendments relating to benefits in respect of service as a Practitioner

3.—(1) In regulation 2(2) of the principal regulations (which defines the expressions used in the regulations), in the definition of "practitioner" the words "and a person rendering part-time specialist services under section 3 of the Act (which relates to the provision of hospital and specialist services)" shall be omitted.

(2) In regulation 59 of the principal regulations (which applies the regulations to practitioners) the words "save in so far as he is a person rendering specialist services under section 3 of the Act (which relates to hospital and special services)" and the words "other than a person rendering specialist services under section 3 of the Act," shall be omitted.

4. Regulation 11 of the principal regulations (which lays down scales of pension and retiring allowance) shall be amended as follows:—

(*a*) For paragraphs (3) and (4) there shall be substituted the following paragraphs:—

"(3) The pension to be paid to an officer whose service includes service as a practitioner shall—

(*a*) in respect of the service otherwise than as a practitioner, be on the scale set out in paragraph (1) of this regulation except the proviso thereto, and

(*b*) in respect of the service as a practitioner, be on the scale set out in regulation 63(2)(*a*),

and regulation 63(5) shall apply in relation to such an officer as it applies in relation to a practitioner.

(4) The retiring allowance to be paid to an officer whose service includes service as a practitioner shall be a sum equal to the aggregate of the following amounts, namely—

(*a*) in respect of the service otherwise than as a practitioner, a sum calculated in accordance with paragraph (2) of this regulation except provisos (d) and (e) thereto, and

(*b*) in respect of the service as a practitioner, a sum calculated in accordance with regulation 63(2)(*b*), and regulation 63(6) shall apply in relation to such an officer as it applies in relation to a practitioner.".

(*b*) In paragraph (5) for the words "in accordance with the provisions of proviso (*a*) to paragraph (2) or proviso (i) to paragraph (4) of this regulation, or the corresponding provisions of the previous regulations" there shall be substituted the words "on the basis that a widow's pension may become payable under these regulations in respect of his service", and for the words "a person to whom the said provisions applied" there shall be substituted the words "a person in respect of whose service a widow's pension might become payable".

(*c*) In paragraph (7) the words "or proviso (iii) to paragraph (4)" shall be omitted.

5. In regulation 15(1) of the principal regulations (which relates to death gratuities), for proviso (iii)(iii) (as renumbered by these regulations) there shall be substituted the following:—

"(iii) in respect of service as a practitioner (other than service deemed to be so reckonable under regulation 63(3)(*b*)) a sum equal to three times the annual amount of a pension calculated under regulation

63(2)(*a*) in respect of that service or, if a widow's pension is payable under these regulations in respect of his death, a sum equal to that amount;".

6. At the end of regulation 42 of the principal regulations (which provides for separate benefits in the case of certain re-employed pensioners) there shall be added the following paragraph:—

"(7) In calculating the benefit payable to a practitioner to whom this regulation applies no account shall be taken for the purpose of regulation 63(2)(*a*) of any service prior to the date of his last becoming an officer.".

7. In regulation 45(3) of the principal regulations (which relates to the benefits of officers not exercising certain options) for the words in proviso (i) from "and in the case of any year of contributing service as a practitioner" to the end of the proviso there shall be substituted the words "and in the case of any service as a practitioner where such allowance falls to be calculated in accordance with regulation 63(2)(*b*)(i), one-and-one-half per cent shall be substituted for one-half per cent in respect of each such year of contributing service or service as a practitioner and three-quarters per cent shall be substituted for one-quarter per cent in respect of each such year of non-contributing service".

8. For regulation 63 of the principal regulations (which provides scales of pension and retiring allowance for practitioners) there shall be substituted the following regulation:—

"*Scales of pension and retiring allowance for a practitioner*

63.—(1) Subject to the provisions of these regulations—

(*a*) the pension to be paid to a practitioner whose service does not include any service otherwise than as a practitioner shall be on the scale set out in paragraph (2)(*a*) of this regulation, and paragraph (3) of this regulation shall apply in relation to such a practitioner;

(*b*) the retiring allowance to be paid to a practitioner whose service does not include any service otherwise than as a practitioner shall be a sum calculated in accordance with paragraph (2)(*b*) of this regulation, and paragraph (4) of this regulation shall apply in relation to such a practitioner;

(*c*) the pension to be paid to a practitioner whose service includes service otherwise than as a practitioner shall—

(i) in respect of the service as a practitioner, be on the scale set out in paragraph (2)(*a*) of this regulation, and

(ii) in respect of the service otherwise than as a practitioner, be on the scale set out in regulation 11(1), except the proviso thereto, by reference to his average remuneration at the date on which he last ceased to be employed in such other capacity,

and paragraph (5) of this regulation shall apply in relation to such a practitioner;

(*d*) the retiring allowance to be paid to a practitioner whose service includes service otherwise than as a practitioner shall be a sum equal to the aggregate of the following amounts, namely—

(i) in respect of the service as a practitioner, a sum calculated in accordance with paragraph (2)(*b*) of this regulation, and

(ii) in respect of the service otherwise than as a practitioner, a sum calculated in accordance with regulation 11(2), except provisos

(*d*) and (*e*) thereto, by reference to his average remuneration at the date on which he last ceased to be employed in such other capacity,

and paragraph (6) of this regulation shall apply in relation to such a practitioner.

(2)(*a*) The pension to be paid in respect of service which is reckonable under these regulations as service as a practitioner shall be calculated by reference to the service so reckoned in any financial year and shall, in respect of service in each year shown in column (1) of the table hereunder, be the percentage of the remuneration for that service shown opposite thereto in column (2).

Financial years including any service as a practitioner (1)	Percentage of remuneration for that service (2)
The first ten such years	1½
„ second „	1¾
„ third „	2
„ fourth „	2¼
Any such year after the fortieth ...	2½

For the purposes of this sub-paragraph—

(i) there shall be regarded as financial years mentioned in column (1) of the table any financial years during which a practitioner was engaged in national service, being years immediately following any financial year so mentioned; but otherwise no account shall be taken of any financial year during which there was no service which is reckonable as service as a practitioner, and

(ii) remuneration paid during any financial year for service as a practitioner shall be regarded as being remuneration for such service in that year or, if there was no such service in that year, in the last preceding year in which there was any such service.

(*b*) The retiring allowance to be paid in respect of service as a practitioner shall be—

(i) in the case of a married male practitioner in respect of whose service a widow's pension may become payable under these regulations, a lump sum equal to the annual amount of a pension calculated under paragraph (2)(*a*) of this regulation in respect of that service;

(ii) in the case of a practitioner entitled to a pension who is a widower or who is divorced or judicially separated from his wife and who satisfies the description contained in paragraph (7) of this regulation, an amount equal to three times the annual amount of a pension calculated under paragraph (2)(*a*) of this regulation in respect of the service as a practitioner since the date of his wife's death, divorce or separation, as the case may be, or, if immediately before her death, divorce or separation the wife was a person to whom proviso (iv) to regulation 16(1) would have applied in the circumstances mentioned in that regulation, the date on which she first became such a person, and an amount equal to the annual amount of a pension calculated under that paragraph in respect of his service before that date;

(iii) in any other case an amount equal to three times the annual amount of a pension calculated under paragraph (2)(*a*) of this regulation in respect of that service;

and for the purposes of this sub-paragraph no account shall be taken of service which under paragraph (3)(*b*) of this regulation is deemed to be service as a practitioner.

(3) In calculating the pension to be paid to a practitioner whose service does not include any service otherwise than as a practitioner and—

(*a*) whose service exceeds forty-five years, the pension shall be calculated by reference to the last forty-five years' service;

(*b*) who is entitled to a pension under regulation 10(1)(*a*)(i) and whose service is less than twenty years, his service as a practitioner shall be deemed to have continued until he had completed twenty years of such service or such lesser period as he could have completed by the age of sixty-five or by any greater age which the Secretary of State may have allowed in his case under regulation 9(4) as substituted by regulation 60(1); and the remuneration in respect of that deemed service shall be taken to be at a rate equivalent to the average rate of his remuneration during the period of his actual service as a practitioner.

(4) In calculating the retiring allowance to be paid to a practitioner whose service does not include any service otherwise than as a practitioner and—

(*a*) whose service exceeds forty-five years, the sum to be calculated under paragraph (2)(*b*) of this regulation shall be calculated by reference to the last forty-five years' service;

(*b*) to whom no pension is payable, if the amount of the retiring allowance calculated under paragraph (2)(*b*) of this regulation is less than the amount of his contributions together with compound interest thereon, the allowance shall be increased by the amount of the deficiency;

(*c*) whose retiring allowance has been calculated on the basis that a widow's pension may become payable under these regulations in respect of his service, and the practitioner's wife has become a person to whom proviso (iv) to regulation 16(1) would apply in the circumstances mentioned in that regulation, there shall be paid to the practitioner a sum equal to two-thirds of the difference between the amount of the retiring allowance so paid to him and the amount of the retiring allowance which would have been paid to him had he not been a person in respect of whose service a widow's pension might become payable;

(*d*) the amount of the retiring allowance, together with the capital value of any pension to which he may also have become entitled, is less than the amount of his average remuneration, then, if he requests the Secretary of State in writing to apply this provision in his case, the Secretary of State may either increase the amount of the retiring allowance by the amount of the capital value of the death gratuity and of any widow's pension which would apart from this provision become payable on his death, or increase the amount of any such pension as aforesaid by an equivalent annual sum, and if the Secretary of State exercises this discretion, no death gratuity or widow's pension shall be payable in respect of him.

(5) In calculating the pension to be paid to a practitioner whose service includes service otherwise than as a practitioner and—

(*a*) whose contributing service, together with his non-contributing service (if any) reckoned at half its length, exceeds forty-five years, the pension shall be calculated by reference to the last forty-five years' actual service, any non-contributing service within that period being reckoned as contributing service;

(*b*) who is entitled to a pension under regulation 10(1)(*a*)(i) and whose aggregate service as a practitioner and as an officer other than a practitioner is less than twenty years, any non-contributing service being reckoned at half its length and any concurrent periods of employment being regarded as a single employment, his aggregate service as aforesaid shall be increased in the manner provided in paragraph (3)(*b*) of this regulation, the period of service as a practitioner and as an officer other than a practitioner each being increased by the same proportion as the aforesaid aggregate service is increased, and the remuneration in respect of the deemed service as a practitioner shall be calculated in accordance with that paragraph.

(6) In calculating the retiring allowance to be paid to a practitioner whose service includes service otherwise than as a practitioner and—

(*a*) whose contributing service, together with his non-contributing service (if any) reckoned at half its length, exceeds forty-five years, the amount of the allowance shall be calculated by reference to the last forty-five years' actual service, any non-contributing service within that period being reckoned as contributing service;

(*b*) to whom no pension is payable, if the amount of the retiring allowance is less than the amount of his contributions, together with compound interest thereon, the allowance shall be increased by the amount of the deficiency;

(*c*) whose retiring allowance has been calculated on the basis that a widow's pension may become payable under these regulations in respect of his service and the practitioner's wife has become a person to whom proviso (iv) to regulation 16(1) would apply in the circumstances mentioned in that regulation, there shall be paid to the practitioner a sum equal to two-thirds of the difference between the amount of the retiring allowance so paid to him and the amount of the retiring allowance which would have been paid to him had he not been a person in respect of whose service a widow's pension might become payable;

(*d*) the amount of the retiring allowance, together with the capital value of any pension to which he may also have become entitled, is less than the amount of his average remuneration, then, if he requests the Secretary of State in writing to apply this provision in his case, the Secretary of State may either increase the amount of the retiring allowance by the amount of the capital value of the death gratuity and of any widow's pension which would apart from this provision become payable on his death, or increase the amount of any such pension as aforesaid by an equivalent annual sum, and if the Secretary of State exercises this discretion, no death gratuity or widow's pension shall be payable in respect of him.

(7) A practitioner to whom paragraph (2)(*b*)(ii) of this regulation refers is a practitioner (other than a practitioner who married in such circumstances that his wife could not become entitled to a widow's pension by reason of proviso (ii) or proviso (iv) to regulation 16(1) or the corresponding provision of the previous regulations) whose wife died or was divorced or judicially separated from him—

(*a*) on or after the date on which he first became subject to these regulations or the previous regulations in whatever capacity; or

(*b*) while he was subject to a superannuation scheme the service reckonable in which is reckonable by him for the purposes of these regulations, and which provided a widow's pension as one of its benefits; or

(*c*) during the period between his leaving employment in which he was subject to any such scheme as is mentioned in the last preceding sub-paragraph and his entry into employment in which he became subject to these regulations or the previous regulations as aforesaid.".

9. Regulation 64 of the principal regulations (which relates to gratuities payable to certain practitioners) shall be amended as follows:—

(*a*) For paragraph (1)(*a*) there shall be substituted the following sub-paragraph:—

"(*a*) in respect of service as a practitioner (other than service deemed to be so reckonable under regulation 63(3)(*b*)) a sum equal to three times the annual amount of a pension calculated under regulation 63(2)(*a*) in respect of that service or, if a widow's pension is payable under these regulations in respect of his death, a sum equal to that amount;".

(*b*) For paragraph (2)(*c*) there shall be substituted the following sub-paragraph:—

"(*c*) paragraphs (4) and (6) of regulation 63".

10. For regulation 65 of the principal regulations there shall be substituted the following regulation:—

"*Treatment of prior service as an officer in certain cases*

65. Where any person on first becoming a practitioner other than an assistant practitioner is entitled under these regulations to reckon service otherwise than as a practitioner which does not exceed ten years contributing service, any non-contributing service being reckoned at half its length, such service shall, unless the practitioner later has service otherwise than as a practitioner amounting to one year's contributing service or more, be treated for the purposes of these regulations as if it were service as a practitioner, any non-contributing service being reckoned as aforesaid and remuneration received in respect of that non-contributing service being reckoned at half its actual amount".

11. For regulation 66(1) of the principal regulations (which relates to concurrent employments as an officer and as a practitioner) there shall be substituted the following paragraph:—

"(1) Where a practitioner, or any other officer with previous service as a practitioner, is entitled to reckon under these regulations service otherwise than as a practitioner amounting in all to a period of less than a year's contributing service, any non-contributing service being reckoned at half its length, such period of service shall be treated for the purposes of these regulations as if it were service as a practitioner, any non-contributing service being reckoned as aforesaid and remuneration received in respect of that non-contributing service being reckoned at half its actual amount".

12. At the end of regulation 72 of the principal regulations (which relates to the continuance of certain superannuation arrangements made by practitioners) there shall be added the following paragraph:—

"(3) For the purposes of this regulation the term 'practitioner' includes a person rendering part-time specialist services under section 3 of the Act.".

Amendments relating to Part-time Service

13. In regulation 2(2) of the principal regulations (which defines the expressions used in the regulations), in the definition of "remuneration", after the

words "except as provided in" there shall be inserted the words "paragraph (10) of this regulation in", and at the end of the said regulation 2 there shall be added the following paragraph:—

"(10) Where the remuneration of an officer in respect of two or more concurrent periods of part-time employment exceeds an amount which the Secretary of State determines would have been paid in respect of a single comparable whole-time employment, no account shall be taken for the purposes of these regulations of any remuneration in excess of such an amount.".

14. In regulation 4(1) of the principal regulations (which specifies the classes of officers to whom the regulations apply), after paragraph (*h*) there shall be inserted the following paragraph:—

"(i) any other part-time officer who is employed as a medical officer or a dental officer:";

and in proviso (iii) of the said regulation 4(1) for the words "sub-paragraphs (*f*), (*g*) and (*h*)" there shall be substituted the words "sub-paragraph (*f*), (*g*), (*h*) and (*i*)".

15. In regulation 13 of the principal regulations (which relates to short service gratuities) for the words "a sum equal to the amount of his average remuneration or a sum equal to the amount of his contributions together with compound interest thereon whichever is the greater" there shall be substituted the words "the greatest of the following sums, namely—

(*a*) a sum equal to the amount of his average remuneration, or

(*b*) a sum equal to the amount of his contributions, together with compound interest thereon, or

(*c*) a sum equal to three-eightieths of his average remuneration in respect of each year of his contributing service and three-one-hundred-and sixtieths thereof in respect of each year of his non-contributing service".

16. After regulation 11 of the principal regulations there shall be added the following regulation:—

"*Additional benefits for certain officers*

11(A).—(1) Any benefit under these regulations payable to or in respect of an officer whose service includes service as a medical or dental officer during which he was entitled under his terms of service to fees in respect of domiciliary consultations, shall be supplemented by such additional payment (if any) as may be ascertained in accordance with paragraph (2) of this regulation.

(2) The supplementary payment referred to in paragraph (1) of this regulation shall be calculated in accordance with the method prescribed by these regulations for the benefit which it supplements as if the average remuneration of the officer had been the average annual amount of the fees mentioned in paragraph (1) of this regulation paid to him during the last three years of his service otherwise than as a practitioner.".

17. For regulation 22 of the principal regulations there shall be substituted the following regulation:—

"*Reckoning of service in certain continuing employments*

22.—(1) There shall be reckonable for the purpose of calculating the amount of a benefit payable to or in respect of an officer under these regulations, in addition to any period of employment otherwise reckonable under these regulations as service in relation to the employment he has ceased to hold

(in this regulation referred to as his 'main employment'), any other period of employment which has been reckonable as service under these regulations or the previous regulations and—

(*a*) which has terminated before or at the same time as the termination of his main employment;

(*b*) is service in respect of which no benefit under these regulations or transfer value has been paid;

(*c*) is not service in respect of which contributions have been returned to the officer and have not been repaid by him; and

(*d*) is not service which has been followed by any continuous period of twelve months or longer during no part of which the person was an officer.

(2) Where on giving up his main employment an officer continues in some other employment, any period of service which apart from this paragraph is reckonable in relation to one only of those employments shall be reckonable also in relation to the other employment for the purpose of determining whether any benefit is payable to or in respect of him but not for the purpose of calculating the amount of any such benefit:

Provided that where after taking into account service reckonable under this paragraph a benefit becomes payable to or in respect of a person to whom this paragraph applies and the amount of that benefit falls to be calculated by reference to any provision of these regulations (hereinafter in this paragraph referred to as 'the said provision') prescribing a minimum benefit or a method of calculating the benefit otherwise than by reference to the amount of the person's contributions or the service reckonable by him or the amount of the pension which was or would in certain circumstances have become payable to him, then, if the number of years of service reckonable by the person is less than any minimum number of years of qualifying service prescribed for the receipt of the said benefit, the amount of the said benefit, in so far as it is obtained by reference to the said provision, shall be the amount which bears the same proportion to the sum otherwise payable as the number of years of service so reckonable bears to the minimum number of years of qualifying service.".

18. After regulation 34 of the principal regulations there shall be inserted the following regulation—

"*Calculation of Part-time Service*

34A.—(1) For the purpose of determining whether any benefit is payable to or in respect of an officer or in applying any provision of these regulations limiting the service to be taken into account to a specified period of forty or forty-five years, or in reckoning the period of any employment for the purposes of regulation 8 or of any service for the purposes of regulation 11A or regulation 51(3), the service of an officer in part-time employment shall be treated as whole-time service and for these purposes concurrent periods of employment shall be regarded as a single employment.

(2) For any purpose of these regulations not specified in paragraph (1) of this regulation, the service of an officer in part-time employment shall be calculated in accordance with the following provisions of this regulation but so that, except as provided in regulation 8, concurrent part-time employments during any period shall not in aggregate be treated as a greater period of whole-time service.

(3) Where a part-time employment is expressed to be for a specified number of half-days or sessions per week, the service shall be treated as whole-time service for a period which bears the same proportion to the period of the service in part-time employment as the number of half-days or sessions of employment bears to the number of half-days or sessions which would have constituted whole-time service for the employment in question.

(4) Where the remuneration for any employment referred to in paragraph (3) of this regulation is expressed to be at a rate greater or less than the relevant proportion of whole-time salary, the period of service calculated under that paragraph shall be increased or decreased, as the case may be, in the same proportion.

(5) For any part-time employment other than those described in paragraph (3) of this regulation, the service shall be treated as whole-time service for a period which bears the same proportion to the period of the service in the part-time employment as a number of hours of employment in each week bears to the number of hours which would have constituted whole-time service for the employment in question.

(6) Notwithstanding anything in regulation 34, where a benefit payable to or in respect of an officer whose service consists of or includes service in part-time employment is required to be calculated by reference to years of contributing or non-contributing service, the amount payable in respect of any fraction of a year shall be the same fraction of the amount payable for a year.

(7) Notwithstanding anything in the proviso to regulation 11(1), in calculating the amount of a pension payable under regulation 10(1)(*a*)(i) in respect of service which consists of or includes service in part-time employment and which, when calculated under regulation 34 and paragraph (1) of this regulation, any non-contributing service being reckoned at half its length, amounts in aggregate to less than twenty years, such aggregate service shall be increased to twenty years or such lesser period as could be completed by the age of sixty-five years and the reckonable service shall be increased by the same proportion as the aforesaid aggregate service is increased.".

19. For proviso (*g*) to regulation 35(1) of the principal regulations (which defines "average remuneration") there shall be substituted the following proviso:—

"(*g*) except for the purposes of regulation 40, or for the calculation under regulations 11(6), 13, 15, or 63(6) of a sum equal to the amount of a person's average remuneration, the remuneration in respect of any period or any concurrent periods of part-time employment shall be deemed to be the remuneration which the Secretary of State determines would have been paid in respect of a single comparable whole-time employment;";

and after proviso (*h*) to the said regulation 35(1) there shall be added the following proviso:—

"(*i*) in calculating for the purposes of these regulations, except regulation 40, the average remuneration of an officer whose service includes service as a medical officer or a dental officer, no account shall be taken of any fees paid to him in accordance with his terms of service for domiciliary consultations.";

and proviso (*b*) to the said regulation 35(1) shall cease to have effect.

20. For the purpose of calculating the amount payable under regulation 80 or Schedule 2 or 3 to the principal regulations by a part-time officer or in respect of a period or any concurrent period of part-time employment the remuneration

at the material date shall be deemed to be the remuneration which the Secretary of State determines would have been paid in respect of a single comparable whole-time employment.

Amendments relating to Widow's Pension

21.—(1) The following provisions of this regulation shall have effect in order to enable an officer to elect on retirement, or his widow to elect on his death before retirement, for the payment of a widow's pension at a higher rate by surrendering their rights to retiring allowance and death gratuity.

(2) Regulation 15 of the principal regulations (which relates to death gratuities) shall be amended as follows:—

(*a*) The existing regulation 15 shall be numbered paragraph (1) and for the words "then the Secretary of State shall pay to his legal personal representatives" there shall be substituted the words "then, except as provided in paragraph (2) of this regulation, the Secretary of State shall pay to his widow if they were not judically separated at the time of his death, or otherwise to his legal personal representatives".

(*b*) There shall be added the following paragraph:—

"(2) No death gratuity shall be payable under this regulation in any case where a widow's pension is payable at the higher rate provided for in regulation 16(3A) unless the capital value of the widow's pension and any child's allowance is less than the amount of the death gratuity which would have been payable had no widow's pension or child's allowance been payable, in which case there shall be paid a sum equal to the difference between such capital value and such amount.".

(3) At the beginning of regulation 16(3) of the principal regulations (which relates to widow's pension) there shall be inserted the words "Subject to the provisions of paragraph (3A) of this regulation".

(4) After regulation 16(3) of the principal regulations there shall be inserted the following paragraph:—

" (3A) Where—

(*a*) a married male officer has elected on retirement on or after the earlier date of operation specified in regulation 1(3) of the National Health Service (Superannuation) (Scotland) Amendment Regulations 1966 not to receive a retiring allowance, or

(*b*) on the death on or after the earlier date of operation specified in regulation 1(3) of the National Health Service (Superannuation) (Scotland) Amendment Regulations 1966 in the circumstances mentioned in regulation 15(1)(*a*), (*b*) or (*d*), of a married male officer or former officer in respect of whose death a widow's pension is payable, his widow has, within three months of the date of his death or within such longer period as the Secretary of State may in any particular case allow, elected to receive the benefits provided by this paragraph,

the amount of the widow's pension shall be as stated in the last foregoing paragraph except that for the words "one-third" in each case where they appear in that paragraph there shall be substituted the words "one-half".".

(5) In regulation 36(6) of the principal regulations (which relates to the return of contributions) after the words "death gratuity" there shall be inserted the words "or widow's pension".

Widows entitled to benefits in respect of their own service

22.—(1) The following provisions of this regulation shall have effect in order to enable a woman who is entitled to a pension under the principal

regulations in respect of her own service to receive a widow's pension in respect of her husband's service.

(2) Proviso (iv) to regulation 16(1) of the principal regulations shall not apply in relation to the widow of any person who dies on or after the date of operation of this regulation in the circumstances mentioned in regulation 15(1)(*a*), (*b*) or (*d*) or who has become entitled to a pension after that date and has since died.

(3) At the end of proviso (*c*) to regulation 11(2) of the principal regulations there shall be added the following words—

"or if immediately before her death, divorce or separation the wife was a person to whom proviso (iv) to regulation 16(1) would have applied in the circumstances mentioned in regulation 16, the retiring allowance shall be calculated as if the date mentioned in this proviso had been the date on which she first became such a person".

(4) In regulation 11(5) of the principal regulations for the words "such a person as is mentioned in paragraph (8) of this regulation" there shall be substituted the words "a person to whom proviso (iv) to regulation 16(1) would apply".

(5) In regulation 11(7) of the principal regulations after the words "proviso (ii)" there shall be inserted the words "or proviso (iv)".

Child's allowance

23.—(1) The following regulation shall be included after regulation 16 of the principal regulations and schedule 1 to these regulations shall be included as schedule 6 to the principal regulations:—

"*Child's allowance*

16A.—(1) Subject to and in accordance with schedule 6 to these regulations, an allowance (in these regulations referred to as 'a child's allowance') shall be payable to or for the benefit of any child to whom this regulation applies.

(2) This regulation applies to any child—

(*a*) who is a child of a person who dies on or after the earlier date of operation specified in regulation 1(3) of the National Health Service (Superannuation) (Scotland) Amendment Regulations 1966, in the circumstances mentioned in regulation 15(1)(*a*), (*b*) or (*d*), or who has become entitled to a pension after that date and has since died, being in either case a person who had completed not less than ten years service, and

(*b*) who has not attained the age of sixteen years or, if sixteen years of age or over, as to whom the Secretary of State is satisfied that he is continuing to receive full-time education, and

(*c*) who was dependent on the person mentioned in sub-paragraph (*a*) of this paragraph.

(3) If any child's allowance has ceased to be payable and no widow's pension has been payable under these regulations or the previous regulations, and if the aggregate amount of the payments by way of child's allowance or to the officer, his widow or his legal personal representative by way of pension, retiring allowance, injury allowance, short service gratuity or death gratuity under these regulations or the previous regulations, and of any sum which would have been so paid by way of pension or injury allowance but for any surrender thereof, is less than the amount of the death gratuity which would have been payable under these regulations in respect of the death of the officer

if no child's allowance had been payable in respect thereof, there shall be paid to or among such persons as the Secretary of State may determine a sum equal to the deficiency.

(4) For the purposes of this regulation 'child' includes step-child, adopted child or illegitimate child but does not include any child adopted, or who became a step-child, after the date when the parent in respect of whose death the allowance is payable last ceased to be an officer or any child born more than a year after that date; 'eligible child' means a child to whom this regulation applies and 'parent' shall be construed accordingly.".

(2) In regulation 15(1) of the principal regulations (which relates to death gratuities)—

(*a*) after the words "paragraph (*b*) of this regulation" there shall be inserted the words "or where a child's allowance is payable under regulation 16A of these regulations";

(*b*) in proviso (i) after the words "the capital value of the widow's pension" there shall be inserted the words "and of any child's allowance" and for the words "apart from this proviso" there shall be substituted the words "had no widow's pension or child's allowance been payable";

(*c*) after proviso (i) there shall be inserted the following proviso—

"(ii) in the case of a person in respect of whose death a child's allowance but no widow's pension is payable, if the capital value of the child's allowance is less than the amount of the death gratuity which would have been payable had no child's allowance been payable, the death gratuity shall be a sum equal to the difference between such capital value and such amount or a sum equal to the death gratuity which would have been payable apart from this proviso, whichever of the two sums is the greater.";

and provisos (ii), (iii) and (iv) shall be renumbered (iii), (iv) and (v) respectively.

(3) For regulation 16(5) of the principal regulations there shall be substituted the following paragraph—

"(5) If a widow to whom a widow's pension is payable under these regulations or the previous regulations has remarried or died and any child's allowance has ceased to be payable, and if the aggregate amount of the payments by way of child's allowance or made to the husband, his widow or his legal personal representative by way of pension, widow's pension, retiring allowance, injury allowance, short service gratuity or death gratuity under these regulations or the previous regulations, and of any sum which would have been so paid by way of pension or injury allowance but for any surrender thereof, is less than the amount of the death gratuity which would have been payable under these regulations or the previous regulations in respect of the death of the husband if no widow's pension or child's allowance had been payable in respect thereof, there shall be paid to or among such persons as the Secretary of State may determine a sum equal to the deficiency.".

(4) In regulation 77(2)(*c*) of the principal regulations (which relates to approved employment) after the words "widow's pension" there shall be inserted the words ", child's allowance".

Amendments relating to early retirement

24. For regulation 10 of the principal regulations there shall be substituted the following regulation:—

"Officer's pension and retiring allowance

10.—(1) An officer of an employing authority shall be entitled, on ceasing to be employed by them, to receive from the Secretary of State—

(*a*) an annual pension if—

(i) he has completed ten years' service and is incapable of discharging efficiently the duties of his employment by reason of permanent ill-health or infirmity of mind or body; or

(ii) he has attained the age of sixty years and completed ten years' service; or

(iii) he has attained the age of fifty-five years and completed ten years' service and the conditions prescribed in paragraph (4) of this regulation are applicable in his case; or

(iv) he has completed ten years' service and the condition prescribed in paragraph (4)(*a*) of this regulation is applicable in his case; and

(*b*) except as provided in paragraph (6) of this regulation, a lump sum retiring allowance if he satisfies the requirements of sub-paragraph (*a*)(i), (*a*)(iii) or (*a*)(iv) of this paragraph, or has attained the age of sixty years and completed five years' service;

Provided that an officer who satisfies the requirements of sub-paragraph (*a*)(iv) of this paragraph shall not on that account be entitled to receive a benefit under this regulation—

(i) until he either attains the earliest age at which he would, apart from sub-paragraph (*a*)(iii) of this paragraph, have become entitled to receive a pension under these regulations, or, before attaining that age, becomes incapable of discharging efficiently the duties of his employment by reason of permanent ill-health or infirmity of mind or body; or

(ii) if his contributions have been returned to him under regulation 36.

(2) A person who, while continuing to be employed in employment under an employing authority, ceases, on or after attaining the age of sixty years, to hold one or more other such employments and on that account ceases to be, in his continuing employment, an officer to whom this part of these regulations applies, shall be entitled on ceasing to hold that employment to receive from the Secretary of State—

(*a*) an annual pension, if on ceasing to be an officer he had completed ten years' service; and

(*b*) subject to the provisions of paragraph (6) of this regulation, a lump sum retiring allowance, if on ceasing to be an officer he had completed five years' service.

(3) The expression 'officer' in regulation 11 (except where it occurs for the second time in the proviso to paragraph (1) and in paragraph (7)(*a*)) and, so far as may be necessary for the purpose of calculating a benefit payable under these regulations to or in respect of a person to whom the last preceding paragraph applies, elswhere in these regulations, shall include a person to whom the last preceding paragraph applies.

(4) For the purposes of paragraph (1) of this regulation the prescribed conditions shall be that the Secretary of State has certified either—

(*a*) that the officer's retirement is by reason of redundancy; or

(*b*) that the officer's retirement is in the interests of the efficiency of the service.

(5) Notwithstanding anything contained in regulation 44 of these regulations, the rights enjoyed by an officer thereunder shall include—

(*a*) the right, on ceasing to be employed in the circumstances mentioned in paragraph (1)(*a*)(iii) of this regulation, to receive the benefits to which he would have been entitled on reaching the age and completing the service prescribed by the relevant enactment or scheme, in respect of the service reckonable by him immediately before he ceased to hold his employment; or

(*b*) the right, on ceasing to be employed in the circumstances mentioned in paragraph (1)(*a*)(iv) of this regulation to receive either—

(i) on attaining any minimum retiring age, or satisfying any other conditions of entitlement, prescribed by the relevant enactment or scheme, the benefits to which he is entitled in respect of the service reckonable by him immediately before he ceased to hold his employment, or

(ii) on attaining the age of sixty-five years in the case of a man or sixty years in the case of a woman, the benefits mentioned in regulation 29(2) of the National Insurance (National Health Service Superannuation (Scotland) Scheme—Modification and Non-participation) Regulations 1966(a) (except the proviso thereto) calculated as if employment had ceased on attaining that age.

(6) No retiring allowance shall be payable to a married male officer, in respect of whose death a widow's pension may become payable, and who on his retirement elects not to receive such an allowance with a view to the payment of widow's pension at the higher rate provided for in regulation 16(3A), but any increase in the retiring allowance which would apart from this paragraph have been paid under regulation 45 shall be payable under that regulation as if this paragraph had not been made.".

25.—(1) For the purpose of calculating the benefit payable in respect of any officer who has ceased to be employed in the circumstances mentioned in regulation 10(1)(*a*)(iv) of the principal regulations and has thereafter died, any provision of the principal regulations prescribing a method of calculating the benefit otherwise than by reference to the amount of the person's contributions or the service reckonable by him or the amount of the pension which was or would have become payable to him, shall be disregarded.

(2) Regulation 18 of the principal regulations shall apply to a person who has ceased to be employed in the circumstances mentioned in regulation 10(4) of the principal regulations and who within the prescribed time limit (as defined in regulation 74 of the principal regulations) enters further employment in the circumstances mentioned in paragraph (*a*) of the said regulation 18 and repays to the Secretary of State any sums paid to him on account of benefit under the principal regulations.

(3) Where an officer ceases to be employed in the circumstances mentioned in regulation 10(1)(*a*)(iv) of the principal regulations, then until he receives any benefit to which he became entitled thereunder he shall be treated for the purposes of regulation 36 of those regulations as not being entitled to a pension, retiring allowance, injury allowance or short service gratuity.

(4) Where an officer who has ceased to be employed in the circumstances mentioned in regulation 10(1)(*a*)(iv) of the principal regulations thereafter

(a) S.I. 1966/52 (1966 I, p. 105).

enters the employment of an employing authority, he may again become an officer notwithstanding anything in regulation 4(3) of the principal regulations, and if he does become an officer, he shall be treated for the purposes of regulation 42 of the principal regulations as being entitled to a pension out of public funds which is liable to be reduced or suspended on account of his having become an officer.

(5) For the purposes of regulations 14 and 17 of the principal regulations an officer who has ceased to be employed in the circumstances mentioned in regulation 10(1)(*a*)(iv) of the principal regulations shall not be treated as having become entitled to a benefit under the regulations until the benefit is due to be paid, and in such a case the notification required by paragraph 3(2) of Schedule 1 to the principal regulations shall be given not later than one month after the date on which the payment of the benefit is due to commence; but for the purposes of regulations 15, 16, 16A, 22 and 41 of the principal regulations, such an officer shall be treated as having become entitled to a pension at the time when his employment ceased.

Miscellaneous Amendments

26. Regulation 2(2) of the principal regulations (which defines expressions used in the regulations) shall be amended as follows—

(*a*) In the definition of "added years" after item (*c*) there shall be added the following words—"(*d*) Regulation 9 of the Teachers Superannuation Regulations" and at the end of the definition there shall be added the words "or on entering employment referred to in regulation 19(3)(*b*) or (*c*)".

(*b*) For the definition of "assistant practitioner" there shall be substituted the following—

" 'assistant practitioner' means:—

(i) an employee of a medical practitioner or dental practitioner on the list of an Executive Council, being himself a medical practitioner or dental practitioner wholly or mainly engaged in assisting his employer in the actual discharge of his duties as such practitioner, other than an employee of a medical practitioner for whose employment the consent of the Executive Council is not required, and

(ii) a medical practitioner who is being trained in general practice as a trainee general practitioner under arrangements made by the Secretary of State".

(*c*) In the definition of "national service" for the words "service of a description specified in the First Schedule to" there shall be substituted the words "service which is relevant service within the meaning of".

(*d*) In the definition of "service" after the words "paragraph (4) of regulation 9" there shall be added the words "or in respect of which the Secretary of State has paid the contributions authorised or required by any superannuation scheme referred to in regulation 46".

27. In regulation 4(3) of the principal regulations (which prevents the application of the regulations to certain re-employed pensioners) for the words "out of public funds on his retirement after the attainment of a specified age" there shall be substituted the words "under these regulations".

28. Regulation 5 of the principal regulations (which relates to honorary appointments) shall be amended as follows:—

(*a*) The existing regulation shall be numbered paragraph (1), and at the

commencement thereof there shall be inserted the words "Subject to the provisions of paragraph (2) of this regulation".

(*b*) At the end thereof there shall be added the following paragraph:

"(2) Paragraph (1) of this regulation shall not apply to any person who holds an honorary appointment if at the same time he holds any other employment in which he is entitled to participate in superannuation benefits provided under these regulations.".

29. Regulation 8 of the principal regulations (which relates to mental health officers) shall be amended as follows:—

(*a*) In paragraph (1) the words "Subject to paragraph (2A) of this regulation" shall be inserted at the beginning, and proviso (i) shall be omitted.

(*b*) In paragraph (2) the words "Subject to paragraph (2A) of this regulation" shall be inserted at the beginning and the words "(not being an officer to whom the last preceding paragraph applies)" shall be omitted.

(*c*) After paragraph (2) there shall be inserted the following paragraph—

"(2A) If, but for this paragraph, both paragraphs (1) and (2) of this regulation would apply to a mental health officer, such one of those two paragraphs as is more advantageous to the officer, or if he has died, to a person entitled to any benefit in respect of him, shall apply in his case.".

(*d*) In paragraph (4) after sub-paragraph (*b*) there shall be added the following—"or (*c*) an established civil servant who has at any time held an employment to which section 43 of the Superannuation Act 1949(**a**) or section 26 of the Superannuation Act 1965(**b**) applied.".

30.—(1) Regulation 9 of the principal regulations (which relates to contributions) shall be amended as follows:—

(*a*) In paragraph (4)(*c*) for the words "forty-five years service counting contributing service at its full length and non-contributing service at half its actual length" there shall be substituted the words "forty-five years contributing service or forty-five years contributing and non-contributing service, counting the non-contributing service at half its length".

(*b*) In paragraph (4) in the proviso to sub-paragraph (*d*) the words "who before becoming an officer was entitled to a pension or injury allowance payable out of public funds otherwise than under the National Insurance Act 1946 or" shall be omitted.

(*c*) In paragraph (5) after the words "employing authority" in the second line there shall be inserted the words "or on taking up such other employment in circumstances that the Secretary of State has approved, or may approve, for the purposes of this paragraph".

(2) The employers' supplementary contribution payable under regulation 9(2) of the principal regulations shall not be payable in respect of any officer's remuneration which is paid, or deemed to have been paid, on or after the coming into operation of this regulation.

31. For regulation 12(3) of the principal regulations (which relates to injury allowance) there shall be substituted the following paragraph:—

"(3) If a person to whom paragraph (1) of this regulation applies dies, the Secretary of State may grant to his widow or to any dependant of his

(**a**) 1949 c. 44. (**b**) 1965 c. 74.

such gratuity or such annual allowance as the Secretary of State may from time to time consider reasonable, having regard to all the circumstances of the case.".

32. In regulation 16 of the principal regulations (which relates to widows' pension)—

(*a*) In paragraph (1) the words "or injury allowance" in sub-paragraph (*a*), the words "or allowance" in proviso (i), and the words "or injury allowance" in proviso (v) shall be omitted, and

(*b*) In paragraph (3)(*b*) the words "or injury allowance" and "or allowance" shall be omitted.

33. Regulation 20 of the principal regulations (which relates to intervals in service due to illness or injury) shall be amended as follows:—

(*a*) In paragraph (1) for the words "paragraph (*b*) of regulation 15" there shall be substituted the words "paragraphs (*a*) and (*b*) of regulation 15(1)" and after the words "regulation 16" there shall be inserted the words "regulations 16A, 46 and 47".

(*b*) After paragraph (2) there shall be added the following paragraph:—

"(3) Paragraph (1) of this regulation shall not apply to an officer who for the time being enjoys under regulation 44 rights corresponding with those which he would have enjoyed if he had remained subject to the superannuation enactment or scheme previously applicable in his case.".

34. In regulation 21 of the principal regulations (which deals with breaks between employments) for the words preceding paragraph (*a*) there shall be substituted the words "For the purpose of determining whether for the purposes of regulation 19 or 79 a person has entered employment as an officer within any such period as is referred to in that regulation—" and for the words from the beginning of paragraph (*c*) to the end of the regulation there shall be substituted the following:—

"(*c*) where a person left employment as an officer and entered (whether or not after a period spent on national service) an approved course of study or training, no account shall be taken of any period spent by him on that course of study or training, and if on the completion of such a course he became engaged in national service, he shall be deemed to have left his employment as an officer at the time when he completed the course;

(*d*) where a person left any such employment as is mentioned in regulation 19(3), other than employment as an officer, and entered (whether or not after a period spent on national service) a course of study or training approved by the body administering the superannuation scheme associated with his former employment then, if the Secretary of State so determines, no account shall be taken of any period spent by him on that course of study or training;

(*e*) where a person left any such employment as is mentioned in regulation 19(3), other than employment as an officer, and entered (whether or not after a period spent on national service) an employment approved by the body administering the superannuation scheme associated with his former employment under arrangements corresponding to those mentioned in regulation 77, or where a person mentioned in paragraph (*d*) became engaged in national service on the completion of his course

of study or training then, if the Secretary of State so determines, he shall be deemed to have left his former employment on the termination of his approved employment, or, as the case may be, on the completion of his course of study or training.".

35. At the end of regulation 24 of the principal regulations (which relates to the reckoning of previous employment as qualifying service) there shall be added the following paragraph:—

"(4) This regulation shall apply to any person who has become an officer by reason of any event mentioned in regulation 2(6) notwithstanding that he did not become an officer immediately on the happening of that event.".

36. In regulation 30(1) of the principal regulations (which relates to the reckoning of service)—

(*a*) In provisos (iv) and (v) for the words "head (v) or head (vi) of sub-paragraph (*b*)" there shall be substituted the words "sub-paragraph (*b*)(i), (*b*)(ii), (*b*)(v) or (*b*)(vi)" and

(*b*) In proviso (vi) the words "head (iv), head (v) or head (vi)" shall be deleted.

37. For regulation 32(3) of the principal regulations (which relates to additional contributory payments) there shall be substituted the following paragraph—

"(3) Subject to any necessary modifications, this regulation shall apply in relation to any person who becomes an officer after leaving employment referred to in sub-paragraph (*b*), (*c*) or (*d*)(v) of regulation 19(3) as if the superannuation scheme to which he was subject in that employment was a local Act scheme and the expression 'local Act contributor' shall be construed accordingly".

38. For regulation 33(5) of the principal regulations (which relates to added years) there shall be substituted the following paragraph—

"(5) Subject to any necessary modifications, this regulation shall apply in relation to added years reckonable by any person who becomes an officer after leaving employment referred to in sub-paragraph (*b*), (*c*) or (*d*)(v) of regulation 19(3) as if the superannuation scheme to which he was subject in that employment was a local Act scheme and the expression 'local Act contributor' shall be construed accordingly".

39. In regulation 34 of the principal regulations (which relates to the calculation of service) for the words "For the purpose of making any calculation under these regulations (except a calculation under the second schedule or the third schedule) in respect of an officer's service—" there shall be substituted the words "For the purpose of calculating the length of an officer's whole-time contributing or non-contributing service being service otherwise than as a practitioner and for the purpose of making any other calculation under these regulations (except a calculation under schedule 2 or schedule 3) in respect of such service—" and the proviso to that regulation shall be omitted.

40. Regulation 36 of the principal regulations (which relates to the return of contributions) shall be amended as follows—

(*a*) For sub-paragraph (*b*) of paragraph (1), there shall be substituted the following sub-paragraph:—

"(*b*) In this regulation, the word 'contributions' has the meaning assigned

to it by regulation 2(9), but only in so far as any sums included in that definition—

(i) have not been returned to the person or if they have been returned, have subsequently been repaid by him, and

(ii) are attributable to service which might have been reckoned under these regulations in relation to the employment he has ceased to hold or in which he has ceased to be an officer or has died, and

(iii) are not attributable to any earlier period of service in respect of which a pension, retiring allowance, injury allowance or short service gratuity has been paid.".

(*b*) For the words from the beginning of paragraph (2) to the words "short service gratuity", there shall be substituted the words "An officer who, before becoming entitled to a pension, retiring allowance, injury allowance or short service gratuity ceases to be employed by an employing authority".

41. In regulation 37(4) of the principal regulations (which relates to officers ceasing to be employed in consequence of the National Health Service (Scotland) Act 1947) for the words "three and one-quarter per cent" there shall be substituted the words "three and one-half per cent".

42. The following paragraphs shall be added at the end of regulation 40 of the principal regulations (which relates to the reduction of pension and injury allowance)—

"(5) For the purposes of this regulation the annual rate of the average remuneration of an employment as a practitioner means the average annual rate of the remuneration received from any employment in respect of which he has become entitled to a pension or allowance, being employment as a practitioner or employment to which regulation 65 or 66 applies, during the period of three consecutive financial years when that remuneration was greater than in any other three consecutive financial years:

Provided that for this purpose no account shall be taken of any remuneration of a dental practitioner in excess of £6,000 per annum.

(6) For the purposes of this regulation—

(*a*) the emoluments of any employment as a practitioner shall be taken to be his remuneration calculated in accordance with regulation 61, and

(*b*) the remuneration of a dental practitioner mentioned in proviso (*e*) to regulation 61(2) shall be deemed to be payable out of public funds.

(7) For the purposes of paragraph (1) of this regulation—

(*a*) in so far as the emoluments of a continuing or new employment consist of or comprise fees and other payments not of a fixed nature, the annual rate during the quarter ending on the last day of March, June, September or December, as the case may be, shall be deemed to be four times the amount of such emoluments received in that quarter, and

(*b*) where the duration of any new employment remunerated at a fixed rate is less than three months, the annual rate of emoluments of so much of that employment as falls in the quarter ending on the last day of March, June, September or December, as the case may be, shall be deemed to be four times the emoluments receivable during that quarter in respect of that and any other such employment.".

43. In regulation 41(1) of the principal regulations (which provides for combined benefits in the case of certain re-employed pensioners) after the words

"the previous regulations" where they first appear there shall be inserted the words "not being a reduced benefit awarded under regulation 77(2)(*b*) of these regulations or the corresponding provision of the previous regulations".

44. For proviso (*c*) to regulation 44(1) of the principal regulations (which provides for the benefits of officers who have exercised certain options) there shall be substituted the following proviso—

"(*c*) If a person (other than a mental health officer) who exercised an option referred to in regulation 43 of the 1955 regulations to retain rights corresponding with those enjoyed under any enactment or scheme, at any time becomes a mental health officer, he may within one month, or such longer period as the Secretary of State may in any particular case allow, after becoming such an officer, notify the employing authority in writing that he desires to avail himself of the benefits provided by these regulations in lieu of the rights to which he is entitled, and if the Secretary of State so approves, the option shall cease to have effect from such date as he may direct.".

45. Regulation 45 of the principal regulations (which relates to the benefits of officers not exercising certain options) shall be amended as follows:—

(*a*) After paragraph (2) there shall be added the following paragraph—

"(2A) The provisions of this regulation shall also apply to any person who has become an officer after leaving employment in the Health Service of Northern Ireland or the Isle of Man or employment under a local authority in Northern Ireland if in that employment he enjoyed rights corresponding to those conferred by this regulation and he is entitled to reckon that employment for the purposes of these regulations by virtue of regulation 19.".

(*b*) In paragraph (3) after the words "paragraph (2)" in the first place where they occur there shall be inserted the words "or (2A)", after the words "paragraph (2)" in the second place where they occur there shall be inserted the words "or of the rights mentioned in the said paragraph (2A)," and for the words "in which he was a contributory employee or local Act contributor" there shall be substituted the words "mentioned in either of the said paragraphs".

46. In regulation 47 of the principal regulations (which relates to supplementary payments), for the words in paragraph (2)(*a*)(iii) "pensionable employment on the medical, dental or nursing staff of a health authority constituted under the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland) 1946" there shall be substituted the words "pensionable employment on the staff of a health authority or welfare authority constituted under the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland) 1946".

47. At the end of regulation 48 of the principal regulations (which provides for discretionary payments in respect of certain officers) there shall be added the following paragraph:—

"(4) The last foregoing paragraph shall apply to any person who has become an officer by reason of any event mentioned in regulation 2(6) if immediately before the happening of the event he was employed in an unestablished capacity within the meaning of the Superannuation Acts, notwithstanding that he did not immediately thereafter become an officer; and any period of employment by an employing authority immediately prior

to becoming an officer shall be treated for the purposes of that paragraph as part of the period of his employment as an officer.".

48. In regulation 58 of the principal regulations (which relates to accounts and actuarial investigations)—

(*a*) In paragraph (1) the words from "and as at the thirty-first day of March 1962" to the end of the paragraph shall be deleted, and

(*b*) After paragraph (4) there shall be added the following paragraph—

"(5) As at the expiration of every period of seven years after 31st March 1962 there shall be an actuarial investigation by the Government Actuary of the assets and liabilities of the Secretary of State in respect of the benefits provided by the Secretary of State under regulations made under section 66(1) of the Act, and the Government Actuary shall submit to the Secretary of State and to the Treasury a report of every such investigation.".

49. Regulation 61 of the principal regulations (which relates to practitioners' remuneration) shall be amended as follows:—

(*a*) For the words from the beginning of paragraph (2) to the words "any assistant practitioner in his employment" there shall be substituted the following—

"In the case of a practitioner other than an assistant practitioner 'remuneration' means—

(i) all payments made by an Executive Council to the practitioner in respect of general medical services, general dental services or pharmaceutical services provided by him, including any payments so made to him as a trainer in general practice,

(ii) any charge made to a patient in respect of those services which the practitioner is authorised by or under any enactment to retain, other than a charge authorised by regulations made under section 45(1)(*a*) of the Act, and

(iii) any sums paid by a hospital board of management to the practitioner out of a fund determined by reference to the number of beds in a hospital,

less such sum on account of practice expenses as may be appropriate in accordance with a formula laid down by the Secretary of State for the purpose and less the remuneration approved by the Secretary of State of any assistant practitioner in his employment.".

(*b*) For proviso (*d*) to paragraph (2) there shall be substituted the following proviso—

"(*d*) no account shall be taken of any remuneration of a dental practitioner or of the total remuneration of such a practitioner from more than one Executive Council—

(i) in excess of £3,500 in any financial year ending on or after 31st March 1951 and on or before 31st March 1966, or

(ii) in excess of £6,000 in any financial year ending on or after 31st March 1967.".

(*c*) After proviso (*d*) to paragraph (2) there shall be added the following provisos—

"(*e*) the remuneration of a dental practitioner employed by persons carrying on the business of dentistry of a deceased practitioner shall not exceed the amount of the sums paid to him by those persons and

the sums paid to him by an Executive Council which he is permitted by those persons to retain;

(*f*) any sum withheld or otherwise recovered from a practitioner under the National Health Service (Medical and Pharmaceutical Service Committees and Tribunal) (Scotland) Regulations 1948(a), as amended (b), or the National Health Service (General Dental Services) (Scotland) Regulations 1948(c) as amended (b), or the National Health Service (Joint Ophthalmic Services Committees) (Scotland) Order 1948(d), as amended (b), shall be excluded or deducted from the amount which is, or is deemed to be, his remuneration under this paragraph in such manner and to such extent as the Secretary of State may approve.".

50. For regulation 74 of the principal regulations there shall be substituted the following regulation:—

"*Definition of 'the prescribed time limit'*

74. In this part of these regulations 'the prescribed time limit' means a period of twelve months after leaving employment as an officer or, in the case of a person who immediately after leaving such employment became engaged in national service, a period of six months after the termination of that service:

Provided that—

(i) in the case of a person who after leaving employment as an officer or after leaving employment approved under regulation 77(1) has undertaken an approved course of study or training then, if the Secretary of State so determines, no account shall be taken in calculating the said period of twelve months or six months, as the case may be, of the period spent on the approved course of study or training;

(ii) in the case of a person who after leaving employment as an officer has entered employment approved under regulation 77(1) then, if the Secretary of State so determines, he shall be deemed to have left his employment as an officer on the termination of his approved employment;

(iii) in the case of a person who after leaving employment as an officer has become engaged in national service after completing an approved course of study or training then, if the Secretary of State so determines, he shall be deemed to have left his employment as an officer on the completion of the approved course of study or training; and

(iv) in the case of a person who after leaving employment as an officer has entered employment as an established civil servant there shall be excluded in reckoning the said period of twelve months or six months, as the case may be, such period as the Secretary of State, with the consent of the Treasury, may in any particular case allow.".

51. In regulation 76(1) of the principal regulations (which relates to transfer to other employment) for the words from "the Secretary of State may pay" to the words "the third schedule" there shall be substituted the following:—

"the Secretary of State may at his discretion pay to that body a transfer value

(a) S.I. 1948/1259 (Rev. XV, p. 887: 1948 1, p. 2455).

(b) There is no amendment which relates expressly to the subject matter of these Regulations.

(c) S.I. 1948/1257 (Rev. XV, p. 910 1948 1, p. 2354).

(d) S.I. 1948/1452 (Rev. XV, p. 977 1948 1, p. 2425).

calculated in accordance with either the provisions of schedule 3, or such other method as the Secretary of State may agree with the body administering the scheme".

52. In regulation 77 of the principal regulations (which relates to approved employment)—

(*a*) In paragraph 2(*b*) for the words "the age of sixty years" there shall be substituted "the age of sixty-five years" and

(*b*) The following proviso shall be added at the end of paragraph (2)—
"(iv) in reckoning the period of twelve months referred to in sub-paragraph (*d*) of this paragraph no account shall be taken of any period spent on an approved course of study or training.".

53. Regulation 79 of the principal regulations (which relates to transfer values payable to the Secretary of State) shall be amended as follows:—

(*a*) At the beginning of paragraph (1) there shall be inserted the words "Subject to the provisions of regulation 21".

(*b*) In paragraph (1) for the words "ceasing to be a contributor" there shall be substituted the words "leaving employment in which he was subject" and for the words "a transfer value of such amount" to the end of the paragraph there shall be substituted the following—
"a transfer value calculated in accordance with either the provisions of schedule 3, or such other method as the Secretary of State may agree with that body or those persons.".

(*c*) Paragraphs (2) and (3) shall be deleted.

54. In proviso (iii) to regulation 80(1) of the principal regulations (which relates to transfer values payable by the Secretary of State), after the words "proviso (i)" there shall be inserted the words "or (ii)".

55. In the provisions of the principal regulations mentioned in the Table hereunder where reference is made to non-contributing service being reckoned at half its actual length, the word "actual" shall be omitted.

TABLE

proviso (*d*) to regulation 11(2)
regulation 14(2)
proviso (iv) to regulation 15(1) (as renumbered by these regulations)
proviso (ii) to regulation 16(1)
regulation 29
proviso (ii) to regulation 51(3)(*c*)
regulation 51(4)
proviso (ii) to regulation 64(1)
paragraph 9(1) of schedule 1
Proviso (*c*) to paragraph 2 of schedule 3.

Additional Contributory Payments

56. Schedule 2 to the principal regulations shall be amended as follows:—

(*a*) In paragraph 3(*a*) for the words "three and one-quarter per cent" there shall be substituted the words "three and one-half per cent".

(*b*) Proviso (*c*) to paragraph 6(2) and the reference to Table III in paragraph 6(3) shall be omitted.

(*c*) After paragraph 6(3) there shall be inserted the following sub-paragraphs—

"(4) The sum payable, whether by a practitioner or an officer other than a practitioner, in respect of any period of service as a practitioner

shall be calculated by multiplying the sum shown in Table III of this schedule in respect of the officer's age by the number of pounds and any fraction of a pound comprising the amount of pension (calculated in accordance with regulation 11 or 63 of these regulations) which would be attributable to that period of service.

(5) Any service which is treated as service as a practitioner by virtue of regulation 65 or 66 shall not be so treated for the purposes of this schedule.";

and sub-paragraphs (4) and (5) of paragraph 6 shall be renumbered (6) and (7).

(*d*) In sub-paragraph (7) as renumbered for the words "Any sum" there shall be substituted the words "Where a sum calculated under sub-paragraph (3) of this paragraph is".

(*e*) After sub-paragraph (7) as renumbered there shall be added the following sub-paragraph—

"(8) Where a sum calculated under sub-paragraph (4) of this paragraph is payable by a person to whom regulation 51(1) of these regulations applies and in respect of any period of non-contributing service of which account would be taken under regulation 51(3), or if any such sum would, apart from this sub-paragraph fall to be reduced under regulation 11 of the National Insurance (National Health Service Superannuation (Scotland) Scheme—Modification and Non-participation) Regulations 1966, the sum shall be reduced by the amount shown in Table V of this schedule in respect of the person's age and sex multiplied by the number of pounds and any fraction of a pound by which the pension (calculated in accordance with regulation 11 or 63 of these regulations) attributable to that period of service would have been reduced under the said regulation 51 or under Part III of the said regulations of 1966, as the case may be, if either such provision had been applicable in his case; and the said regulation 11 shall not apply for the reduction of such sum.".

(*f*) For the tables following paragraph 6 there shall be substituted the tables set out in schedule 2 to these regulations.

Transfer Values

57. Schedule 3 to the principal regulations shall be amended as follows:—

(*a*) In paragraph 1, at the end of the definition of "material date" there shall be added the words ", or except for the purposes of the definition of 'remuneration' in this paragraph if he is a person to whom proviso (i) or (ii) of regulation 74 applies, the date on which he became a participant in the superannuation scheme associated with his new employment".

(*b*) In paragraph 1 in the definition of "remuneration" the words "and in relation to a practitioner, means the annual average of his remuneration in respect of all periods of service as a practitioner" and the words "other than a practitioner" in proviso (*a*) to the definition shall be omitted.

(*c*) In paragraph 2 after the word "person" where it first appears there shall be inserted the words "other than a practitioner", and after the word "schedule" there shall be inserted the words "and the transfer value in respect of a practitioner shall be a sum calculated in accordance with the provisions of paragraph 6 of this schedule".

(*d*) In proviso (*a*) to paragraph 2 the words "by reference to his remuneration as such person and his remuneration as a practitioner respectively" shall be omitted.

(*e*) After paragraph 5 there shall be added the following paragraph:—

"6(1) The sum to be calculated by reference to a person's service as a practitioner shall be ascertained in accordance with the provisions of this paragraph.

(2) The sum shown in Table III of this schedule in respect of the officer's age at the material date shall be multiplied by the number of pounds and any fraction of a pound comprising the amount of pension (calculated in accordance with regulation 11 or 63 of these regulations) which would be attributable to that period of service.

(3) Where the sum is payable in respect of a person to whom regulation 51(2) of these regulations applied immediately before the material date and relates to a period of service of which account would have been taken under regulation 51(3) of these regulations, or if the sum would apart from this sub-paragraph fall to be reduced under regulation 12 of the National Insurance (National Health Service Superannuation (Scotland) Scheme—Modification and Non-participation) Regulations 1966, the sum shall be reduced by the amount shown in Table V of schedule 2 in respect of the person's age and sex multiplied by the number of pounds and any fraction of a pound by which the pension (calculated in accordance with regulation 11 or 63 of these regulations) attributable to that period of service would have been reduced under the said regulation 51 or under Part III of the said regulations of 1966, as the case may be, if either such provision had been applicable in his case; and the said regulation 12 shall not apply for the reduction of such sum,".

(*f*) For the tables following paragraph 6 there shall be substituted the tables set out in schedule 3 to these regulations.

Transitional Provisions

58. (1) Where a benefit becomes payable to or in respect of an officer whose service includes service rendered before the date of operation of this regulation as a practitioner or as a person rendering part-time specialist services under section 3 of the Act, and it would be to his advantage if any benefit payable under the principal regulations in respect of his service as a practitioner or as such a person were calculated in accordance with paragraphs (3) and (4) of this regulation, the benefit shall be so calculated.

(2) The benefit payable under the principal regulations to or in respect of an officer mentioned in paragraph (1) of this regulation for any part-time service rendered prior to the date of operation of this regulation shall be calculated in accordance with paragraphs (3) and (4) of this regulation and as if the amendment made by these regulations to regulation 66 of the principal regulations had not been made.

(3) The benefit referred to in paragraphs (1) and (2) of this regulation shall be calculated as if—

(*a*) regulation 34A and proviso (i) to regulation 35(1) of the principal regulations, the revocation of regulations 68(1) and (2) and 71 of the principal regulations, and the amendments to the definition of "practitioner" in regulation 2(2) and to regulations 34 and 59 of the principal regulations had not been made; and

(*b*) there were substituted for regulation 63(2)(*a*) of the principal regulations the following sub-paragraph:—

"(*a*) The pension to be paid in respect of service which is reckonable under these regulations as service as a practitioner shall be one-and-one-half per cent of the remuneration for that service paid prior to 1st September 1962 and one-and-three-quarters per cent of such remuneration paid on or after that date".

(4) Where a benefit is calculated under paragraph (3) of this regulation in respect of an officer whose service includes a period of service as a practitioner during which he devoted substantially the whole of his time to the performance of specialist services under section 3 of the Act, the benefit shall be calculated as if that period of service were service otherwise than as a practitioner, if such method of calculation is more advantageous to him.

(5) An officer of an employing authority to whom the principal regulations apply in consequence of regulation 27 of these regulations shall be entitled to reckon as service and, subject to the payment of the contributions required by the principal regulations or the previous regulations, as contributing service any prior period of employment by an employing authority which would have been so reckonable by him immediately prior to the coming into operation of that regulation but for the provisions of regulation 4(3) of the principal regulations or any corresponding provision of the previous regulations.

(6) Where before the date of the coming into operation of this regulation a person has notified the Secretary of State that he desires the provisions of regulation 76(1) of the principal regulations to apply to him but no transfer value has been paid before that date, the amount of the transfer value shall be calculated as if these regulations had not been made.

(7) Where before the date of the coming into operation of this regulation an officer has notified the employing authority of his intention to make a payment under schedule 2 to the principal regulations the payment shall be made, or if it has been made in part, shall be completed as if these regulations had not been made.

Revocation

59. The provisions set out in column (1) of the following Table are hereby revoked to the extent specified in column (2).

TABLE

(1)	(2)
The principal regulations	Regulation 11(2) proviso (*b*) Regulation 11(8) Regulation 17A Regulation 19(3) proviso (i) Regulation 68 Regulation 71
The National Health Service (Superannuation) (Scotland) Amendment Regulations 1962(a)	The whole Regulations

St. Andrew's House, Edinburgh, 1
1st December 1966.

William Ross,
One of Her Majesty's Principal Secretaries of State.

(a) S.I. 1962/1716 (1962 II, p. 2124).

SCHEDULE 1

CHILD'S ALLOWANCE

1. Subject to the provisions of this schedule, a child's allowance dependent upon the number of eligible children of an officer from time to time shall be payable—

(*a*) where there is a surviving parent or spouse of a parent, at the rate shown in the table hereunder, or

(*b*) where the parent in respect of whose death an allowance is payable was the child's only surviving parent or in respect of the period after the death of the child's other parent and of the spouse of that parent, at twice the rate as shown in the table hereunder.

TABLE

Number of eligible children	*Rate of allowance*
1 child	one-twelth of the pension to which the parent was entitled under these regulations.
2 children	one-sixth of the pension to which the parent was entitled under these regulations.
3 or more children	one-quarter of the pension to which the parent was entitled under these regulations.

For the purposes of this paragraph—

(i) the pension of an officer shall be calculated without reference to any reduction required to be made under regulation 51 or under any regulations made, or having effect as if made, under section 110 of the National Insurance Act 1965(a), and

(ii) the pension of an officer who has died before becoming entitled to a pension under these regulations shall be deemed to be the pension which would have been payable to him had he become entitled to a pension under regulation 10(1) (*a*) (i) of these regulations on the day of his death.

2. In the circumstances mentioned in paragraph 1(*a*) of this schedule the Secretary of State may pay a child's allowance at the rate specified in sub-paragraph (*b*) of that paragraph for any period during which he is satisfied that any surviving parent or spouse of a parent cannot be traced, is unable to maintain the child or, not being required to maintain the child, does not do so.

3. The child's allowance shall not be payable in respect of the death of more than one parent but shall be payable in respect of the death of whichever parent was entitled or deemed to be entitled to the larger pension.

4. The child's allowance shall be payable to, or among, the children entitled thereto in such proportions as the Secretary of State thinks fit; provided that the Secretary of State may if he thinks fit pay the allowance to such other person as he may determine, and any person to whom an allowance is so paid shall apply it in accordance with any directions given by the Secretary of State for the benefit of the child entitled to the allowance.

(a) 1965 c. 51.

SCHEDULE 2

TABLE 1

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£		£
(*a*) SERVICE OF A MALE OFFICER, NOT BEING AN OFFICER MENTIONED IN TABLE II(*a*) OR IV(*a*) (OTHER THAN SERVICE AS A PRACTITIONER).			
Under 35	5.30	50 and under 51	6.90
		51 „ „ 52	7.15
35 and under 36	5.30	52 „ „ 53	7.40
36 „ „ 37	5.35	53 „ „ 54	7.65
37 „ „ 38	5.35	54 „ „ 55	7.90
38 „ „ 39	5.40		
39 „ „ 40	5.45	55 „ „ 56	8.20
		56 „ „ 57	8.55
40 „ „ 41	5.50	57 „ „ 58	8.95
41 „ „ 42	5.60	58 „ „ 59	9.40
42 „ „ 43	5.70	59 „ „ 60	9.95
43 „ „ 44	5.80		
44 „ „ 45	5.90	60 and over	10.05 less .25 for each completed year by which the officer's age exceeds sixty years
45 „ „ 46	6.05		
46 „ „ 47	6.20		
47 „ „ 48	6.35		
48 „ „ 49	6.50		
49 „ „ 50	6.70		
(*b*) SERVICE OF A FEMALE OFFICER, NOT BEING A FEMALE OFFICER MENTIONED IN TABLE II(*b*) OR IV(*b*) (OTHER THAN SERVICE AS A PRACTITIONER).			
Under 20	4.30	40 and under 41	6.70
		41 „ „ 42	6.85
20 and under 21	4.30	42 „ „ 43	7.00
21 „ „ 22	4.45	43 „ „ 44	7.15
22 „ „ 23	4.60	44 „ „ 45	7.30
23 „ „ 24	4.75		
24 „ „ 25	4.90	45 „ „ 46	7.45
		46 „ „ 47	7.65
25 „ „ 26	5.00	47 „ „ 48	7.85
26 „ „ 27	5.15	48 „ „ 49	8.05
27 „ „ 28	5.30	49 „ „ 50	8.25
28 „ „ 29	5.40		
29 „ „ 30	5.50	50 „ „ 51	8.45
		51 „ „ 52	8.70
30 „ „ 31	5.65	52 „ „ 53	8.95
31 „ „ 32	5.75	53 „ „ 54	9.20
32 „ „ 33	5.85	54 „ „ 55	9.50
33 „ „ 34	5.95		
34 „ „ 35	6.05	55 „ „ 56	9.85
		56 „ „ 57	10.20
35 „ „ 36	6.15	57 „ „ 58	10.55
36 „ „ 37	6.25	58 „ „ 59	10.90
37 „ „ 38	6.35	59 „ „ 60	11.25
38 „ „ 39	6.45		
39 „ „ 40	6.55	60 and over	11.55 less .20 for each completed year by which the officer's age exceeds sixty years

TABLE II

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£		£
(*a*) SERVICE OF A MALE MENTAL HEALTH OFFICER.			
Under 30	7.25	45 and under 46	8.50
		46 „ „ 47	8.70
30 and under 31	7.25	47 „ „ 48	8.90
31 „ „ 32	7.25	48 „ „ 49	9.10
32 „ „ 33	7.30	49 „ „ 50	9.35
33 „ „ 34	7.35		
34 „ „ 35	7.40	50 „ „ 51	9.60
		51 „ „ 52	9.90
35 „ „ 36	7.45	52 „ „ 53	10.20
36 „ „ 37	7.50	53 „ „ 54	10.55
37 „ „ 38	7.55	54 „ „ 55	10.95
38 „ „ 39	7.65		
39 „ „ 40	7.75	55 and over	11.05 less .20 for each completed year by which the officer's age exceeds fifty-five years
40 „ „ 41	7.85		
41 „ „ 42	7.95		
42 „ „ 43	8.05		
43 „ „ 44	8.20		
44 „ „ 45	8.35		
(*b*) SERVICE OF A FEMALE WHO IS A NURSE, MENTAL HEALTH OFFICER, PHYSIOTHERAPIST, MIDWIFE OR HEALTH VISITOR.			
Under 20	6.00	40 and under 41	8.85
		41 „ „ 42	9.00
20 and under 21	6.00	42 „ „ 43	9.10
21 „ „ 22	6.05	43 „ „ 44	9.25
22 „ „ 23	6.10	44 „ „ 45	9.40
23 „ „ 24	6.20		
24 „ „ 25	6.35	45 „ „ 46	9.60
		46 „ „ 47	9.80
25 „ „ 26	6.55	47 „ „ 48	10.05
26 „ „ 27	6.80	48 „ „ 49	10.30
27 „ „ 28	7.10	49 „ „ 50	10.60
28 „ „ 29	7.40		
29 „ „ 30	7.70	50 „ „ 51	10.95
		51 „ „ 52	11.30
30 „ „ 31	7.85	52 „ „ 53	11.65
31 „ „ 32	7.90	53 „ „ 54	12.00
32 „ „ 33	7.95	54 „ „ 55	12.40
33 „ „ 34	8.00		
34 „ „ 35	8.10	55 and over	12.60 less .25 for each completed year by which the officer's age exceeds fifty-five years
35 „ „ 36	8.20		
36 „ „ 37	8.30		
37 „ „ 38	8.40		
38 „ „ 39	8.55		
39 „ „ 40	8.70		

TABLE III

SERVICE AS A PRACTITIONER

Age	Amount appropriate in respect of each £1 of pension	Age	Amount appropriate in respect of each £1 of pension
	£		£
Under 25	3.23	45 and under 46	5.17
		46 „ „ 47	5.27
25 and under 26	3.33	47 „ „ 48	5.37
26 „ „ 27	3.43	48 „ „ 49	5.50
27 „ „ 28	3.53	49 „ „ 50	5.63
28 „ „ 29	3.63		
29 „ „ 30	3.73	50 „ „ 51	5.77
		51 „ „ 52	5.90
30 „ „ 31	3.83	52 „ „ 53	6.07
31 „ „ 32	3.93	53 „ „ 54	6.23
32 „ „ 33	4.03	54 „ „ 55	6.40
33 „ „ 34	4.13		
34 „ „ 35	4.23	55 „ „ 56	6.57
		56 „ „ 57	6.77
35 „ „ 36	4.33	57 „ „ 58	6.97
36 „ „ 37	4.40	58 „ „ 59	7.17
37 „ „ 38	4.47	59 „ „ 60	7.40
38 „ „ 39	4.53		
39 „ „ 40	4.60	60 and over	7.40 less .23 for each completed year by which the person's age exceeds sixty years
40 „ „ 41	4.67		
41 „ „ 42	4.77		
42 „ „ 43	4.87		
43 „ „ 44	4.97		
44 „ „ 45	5.07		

TABLE IV

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£		£
(*a*) SERVICE OF A MALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR			
Under 27	3.30	45 and under 46	5.50
		46 „ „ 47	5.65
27 and under 28	3.30	47 „ „ 48	5.85
28 „ „ 29	3.35	48 „ „ 49	6.05
29 „ „ 30	3.40	49 „ „ 50	6.25
30 „ „ 31	3.50	50 „ „ 51	6.50
31 „ „ 32	3.60	51 „ „ 52	6.75
32 „ „ 33	3.70	52 „ „ 53	7.05
33 „ „ 34	3.80	53 „ „ 54	7.35
34 „ „ 35	3.90	54 „ „ 55	7.70
35 „ „ 36	4.05	55 „ „ 56	8.10
36 „ „ 37	4.20	56 „ „ 57	8.50
37 „ „ 38	4.30	57 „ „ 58	8.95
38 „ „ 39	4.45	58 „ „ 59	9.40
39 „ „ 40	4.60	59 „ „ 60	9.90
40 „ „ 41	4.75	60 and over	10.05 less .25 for each completed year by which the officer's age exceeds sixty years
41 „ „ 42	4.90		
42 „ „ 43	5.05		
43 „ „ 44	5.20		
44 „ „ 45	5.35		
(*b*) SERVICE OF A FEMALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR			
Under 20	2.20	40 and under 41	6.05
		41 „ „ 42	6.25
20 and under 21	2.20	42 „ „ 43	6.45
21 „ „ 22	2.35	43 „ „ 44	6.65
22 „ „ 23	2.55	44 „ „ 45	6.85
23 „ „ 24	2.75		
24 „ „ 25	2.95	45 „ „ 46	7.05
		46 „ „ 47	7.25
25 „ „ 26	3.15	47 „ „ 48	7.50
26 „ „ 27	3.35	48 „ „ 49	7.75
27 „ „ 28	3.55	49 „ „ 50	8.00
28 „ „ 29	3.75		
29 „ „ 30	3.95	50 „ „ 51	8.25
		51 „ „ 52	8.55
30 „ „ 31	4.15	52 „ „ 53	8.85
31 „ „ 32	4.35	53 „ „ 54	9.15
32 „ „ 33	4.50	54 „ „ 55	9.50
33 „ „ 34	4.70		
34 „ „ 35	4.85	55 „ „ 56	9.85
		56 „ „ 57	10.20
35 „ „ 36	5.05	57 „ „ 58	10.55
36 „ „ 37	5.25	58 „ „ 59	10.90
37 „ „ 38	5.45	59 „ „ 60	11.25
38 „ „ 39	5.65		
39 „ „ 40	5.85	60 and over	11.55 less .20 for each completed year by which the officer's age exceeds sixty years

TABLE V

REDUCTION OF SUM PAYABLE BY A PERSON TO WHOM REGULATION 51(1) APPLIES

Age	Service of a Male Officer (including a Practitioner)	Service of a Female Officer (including a Practitioner)
	£	£
Under 20	.75	.55
20 and under 21	.80	.60
21 „ „ 22	.90	.65
22 „ „ 23	1.00	.75
23 „ „ 24	1.10	.90
24 „ „ 25	1.25	1.10
25 „ „ 26	1.36	1.35
26 „ „ 27	1.48	1.60
27 „ „ 28	1.61	1.90
28 „ „ 29	1.77	2.25
29 „ „ 30	1.93	2.60
30 „ „ 31	2.09	2.95
31 „ „ 32	2.25	3.30
32 „ „ 33	2.41	3.64
33 „ „ 34	2.57	3.99
34 „ „ 35	2.73	4.34
35 „ „ 36	2.89	4.69
36 „ „ 37	3.05	5.04
37 „ „ 38	3.21	5.39
38 „ „ 39	3.37	5.74
39 „ „ 40	3.53	6.08
40 „ „ 41	3.70	6.43
41 „ „ 42	3.87	6.78
42 „ „ 43	4.04	7.13
43 „ „ 44	4.22	7.48
44 „ „ 45	4.40	7.83
45 „ „ 46	4.58	8.18
46 „ „ 47	4.77	8.52
47 „ „ 48	4.96	8.87
48 „ „ 49	5.15	9.22
49 „ „ 50	5.35	9.57
50 „ „ 51	5.55	9.92
51 „ „ 52	5.77	10.27
52 „ „ 53	6.01	10.62
53 „ „ 54	6.27	10.96
54 „ „ 55	6.55	11.31
55 „ „ 56	6.85	11.66
56 „ „ 57	7.17	12.01
57 „ „ 58	7.52	12.36
58 „ „ 59	7.90	12.71
59 „ „ 60	8.31	13.06
60 „ „ 61	8.75	13.06
61 „ „ 62	9.22	13.06
62 „ „ 63	9.72	13.06
63 „ „ 64	10.25	13.06
64 „ „ 65	10.81	13.06

SCHEDULE 3

TABLE I

(*a*) SERVICE OF A MALE OFFICER, NOT BEING AN OFFICER MENTIONED IN TABLE II(*a*) OR IV(*a*) (OTHER THAN SERVICE AS A PRACTITIONER)

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
(1)	Year (2)	Month (3)	Year (4)
	£	£	£
Under 35	9.00	.75	4.50
35 and under 36	9.00	.75	4.50
36 „ „ 37	9.08	.76	4.54
37 „ „ 38	9.27	.77	4.64
38 „ „ 39	9.46	.79	4.73
39 „ „ 40	9.66	.81	4.83
40 „ „ 41	9.85	.82	4.93
41 „ „ 42	10.04	.84	5.02
42 „ „ 43	10.24	.85	5.12
43 „ „ 44	10.50	.88	5.25
44 „ „ 45	10.76	.90	5.38
45 „ „ 46	11.02	.92	5.51
46 „ „ 47	11.28	.94	5.64
47 „ „ 48	11.54	.96	5.77
48 „ „ 49	11.79	.98	5.90
49 „ „ 50	12.05	1.00	6.03
50 „ „ 51	12.31	1.03	6.16
51 „ „ 52	12.65	1.05	6.32
52 „ „ 53	13.09	1.09	6.54
53 „ „ 54	13.53	1.13	6.76
54 „ „ 55	13.97	1.16	6.98
55 „ „ 56	14.41	1.20	7.20
56 „ „ 57	14.84	1.24	7.42
57 „ „ 58	15.28	1.27	7.64
58 „ „ 59	15.72	1.31	7.86
59 „ „ 60	16.16	1.35	8.08
60 „ „ 61	16.60	1.38	8.30
61 „ „ 62	17.00	1.42	8.50
62 „ „ 63	17.00	1.42	8.50
63 „ „ 64	17.00	1.42	8.50
64 and over	17.00	1.42	8.50

TABLE I

(*b*) SERVICE OF A FEMALE OFFICER, NOT BEING A FEMALE OFFICER MENTIONED IN TABLE II(*b*) OR IV(*b*) (OTHER THAN SERVICE AS A PRACTITIONER).

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
(1)	Year (2)	Month (3)	Year (4)
	£	£	£
Under 25	6.60	.55	1.80
25 and under 26	6.89	.57	1.97
26 „ „ 27	7.23	.60	2.26
27 „ „ 28	7.57	.63	2.54
28 „ „ 29	7.90	.66	2.83
29 „ „ 30	8.24	.69	3.11
30 „ „ 31	8.58	.72	3.40
31 „ „ 32	8.92	.74	3.68
32 „ „ 33	9.25	.77	3.97
33 „ „ 34	9.59	.80	4.25
34 „ „ 35	9.93	.83	4.54
35 „ „ 36	10.26	.86	4.82
36 „ „ 37	10.60	.88	5.11
37 „ „ 38	10.94	.91	5.39
38 „ „ 39	11.27	.94	5.64
39 „ „ 40	11.61	.97	5.81
40 „ „ 41	11.95	1.00	5.97
41 „ „ 42	12.29	1.02	6.14
42 „ „ 43	12.62	1.05	6.31
43 „ „ 44	12.96	1.08	6.47
44 „ „ 45	13.30	1.11	6.64
45 „ „ 46	13.63	1.14	6.81
46 „ „ 47	13.97	1.16	6.98
47 „ „ 48	14.31	1.19	7.14
48 „ „ 49	14.64	1.22	7.31
49 „ „ 50	14.98	1.25	7.48
50 „ „ 51	15.32	1.28	7.64
51 „ „ 52	15.69	1.31	7.85
52 „ „ 53	16.30	1.36	8.15
53 „ „ 54	16.90	1.41	8.45
54 „ „ 55	17.51	1.46	8.75
55 „ „ 56	18.11	1.51	9.05
56 „ „ 57	18.72	1.56	9.36
57 „ „ 58	19.32	1.61	9.66
58 „ „ 59	19.93	1.66	9.96
59 and over	20.40	1.70	10.20

TABLE II

(*a*) SERVICE OF A MAN WHO IS A MENTAL HEALTH OFFICER AND WHO BECOMES EMPLOYED AS A MENTAL HEALTH OFFICER.

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
(1)	Year (2)	Month (3)	Year (4)
	£	£	£
Under 34	12.00	1.00	6.00
34 and under 35	12.01	1.00	6.01
35 „ „ 36	12.23	1.02	6.11
36 „ „ 37	12.44	1.04	6.22
37 „ „ 38	12.66	1.06	6.33
38 „ „ 39	12.87	1.07	6.44
39 „ „ 40	13.08	1.09	6.54
40 „ „ 41	13.30	1.11	6.65
41 „ „ 42	13.51	1.13	6.76
42 „ „ 43	13.74	1.15	6.87
43 „ „ 44	14.06	1.17	7.03
44 „ „ 45	14.38	1.20	7.19
45 „ „ 46	14.70	1.22	7.35
46 „ „ 47	15.02	1.25	7.51
47 „ „ 48	15.34	1.28	7.67
48 „ „ 49	15.67	1.31	7.83
49 „ „ 50	15.99	1.33	7.99
50 „ „ 51	16.31	1.36	8.15
51 „ „ 52	16.63	1.39	8.31
52 „ „ 53	16.95	1.41	8.47
53 „ „ 54	17.27	1.44	8.64
54 „ „ 55	17.59	1.47	8.80
55 „ „ 56	17.91	1.49	8.96
56 „ „ 57	18.23	1.52	9.12
57 „ „ 58	18.55	1.55	9.28
58 „ „ 59	18.80	1.57	9.40
59 and over	18.80	1.57	9.40

TABLE II

(*b*) SERVICE OF A WOMAN WHO IS A NURSE, MENTAL HEALTH OFFICER, PHYSIOTHERAPIST, MIDWIFE OR HEALTH VISITOR WHO ENTERS EMPLOYMENT IN WHICH SUPERANNUATION BENEFITS ARE PAYABLE AT THE AGE OF 55.

Age	Amount of transfer value appropriate in respect of each £100 of renumeration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
(1)	Year (2)	Month (3)	Year (4)
	£	£	£
Under 25	7.40	.62	2.00
25 and under 26	7.76	.65	2.17
26 „ „ 27	8.32	.69	2.58
27 „ „ 28	8.88	.74	2.99
28 „ „ 29	9.44	.79	3.41
29 „ „ 30	10.00	.83	3.82
30 „ „ 31	10.56	.88	4.23
31 „ „ 32	11.12	.93	4.64
32 „ „ 33	11.69	.97	5.05
33 „ „ 34	12.25	1.02	5.46
34 „ „ 35	12.81	1.07	5.87
35 „ „ 36	13.37	1.11	6.28
36 „ „ 37	13.93	1.16	6.69
37 „ „ 38	14.49	1.21	7.10
38 „ „ 39	15.05	1.25	7.52
39 „ „ 40	15.61	1.30	7.84
40 „ „ 41	15.96	1.33	7.98
41 „ „ 42	16.24	1.35	8.12
42 „ „ 43	16.52	1.38	8.26
43 „ „ 44	16.80	1.40	8.40
44 „ „ 45	17.08	1.42	8.54
45 „ „ 46	17.36	1.45	8.68
46 „ „ 47	17.64	1.47	8.82
47 „ „ 48	18.15	1.51	9.08
48 „ „ 49	18.68	1.56	9.34
49 „ „ 50	19.22	1.60	9.61
50 „ „ 51	19.75	1.65	9.88
51 „ „ 52	20.28	1.69	10.14
52 „ „ 53	20.82	1.73	10.41
53 „ „ 54	21.35	1.78	10.67
54 „ „ 55	21.88	1.82	10.94
55 and over	22.00	1.83	11.00

TABLE III

SERVICE AS A PRACTITIONER

Age (1)	Amount of transfer value appropriate in respect of each £1 of accrued pension (2)
	£
Under 29	4.00
29 and under 30	4.03
30 and under 31	4.22
31 " " 32	4.41
32 " " 33	4.60
33 " " 34	4.80
34 " " 35	4.99
35 " " 36	5.18
36 " " 37	5.37
37 " " 38	5.56
38 " " 39	5.76
39 " " 40	5.95
40 " " 41	6.14
41 " " 42	6.33
42 " " 43	6.52
43 " " 44	6.74
44 " " 45	7.00
45 " " 46	7.26
46 " " 47	7.52
47 " " 48	7.78
48 " " 49	8.04
49 " " 50	8.30
50 " " 51	8.56
51 " " 52	8.82
52 " " 53	9.08
53 " " 54	9.35
54 " " 55	9.72
55 " " 56	10.09
56 " " 57	10.45
57 " " 58	10.82
58 " " 59	11.19
59 " " 60	11.56
60 " " 61	11.92
61 " " 62	12.29
62 " " 63	12.66
63 " " 64	13.02
64 " " 65	13.39
65 and over	13.50

TABLE IV

(*a*) Service of a Male Officer whose Employment is by way of Manual Labour

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
(1)	Year (2)	Month (3)	Year (4)
	£	£	£
Under 25	5.00	.42	1.80
25 and under 26	5.00	.42	1.80
26 " " 27	5.21	.43	1.80
27 " " 28	5.42	.45	1.83
28 " " 29	5.63	.47	2.04
29 " " 30	5.84	.49	2.24
30 " " 31	6.05	.50	2.45
31 " " 32	6.26	.52	2.66
32 " " 33	6.47	.54	2.87
33 " " 34	6.72	.56	3.07
34 " " 35	7.00	.58	3.28
35 " " 36	7.28	.61	3.49
36 " " 37	7.56	.63	3.69
37 " " 38	7.84	.65	3.90
38 " " 39	8.13	.68	4.06
39 " " 40	8.41	.70	4.20
40 " " 41	8.69	.72	4.35
41 " " 42	8.97	.75	4.49
42 " " 43	9.25	.77	4.63
43 " " 44	9.54	.80	4.77
44 " " 45	9.82	.82	4.91
45 " " 46	10.10	.84	5.05
46 " " 47	10.38	.87	5.19
47 " " 48	10.66	.89	5.33
48 " " 49	10.97	.91	5.48
49 " " 50	11.43	.95	5.72
50 " " 51	11.90	.99	5.95
51 " " 52	12.36	1.03	6.18
52 " " 53	12.82	1.07	6.41
53 " " 54	13.29	1.11	6.64
54 " " 55	13.75	1.15	6.88
55 " " 56	14.22	1.19	7.11
56 " " 57	14.68	1.22	7.34
57 " " 58	15.14	1.26	7.57
58 " " 59	15.61	1.30	7.80
59 " " 60	16.07	1.34	8.04
60 " " 61	16.54	1.38	8.27
61 " " 62	17.00	1.42	8.50
62 " " 63	17.00	1.42	8.50
63 " " 64	17.00	1.42	8.50
64 and over	17.00	1.42	8.50

TABLE IV

(*b*) SERVICE OF A FEMALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR

Age	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
(1)	Year (2)	Month (3)	Year (4)
	£	£	£
Under 20	4.60	.38	.30
20 and under 21	4.60	.38	.30
21 „ „ 22	4.77	.40	.37
22 „ „ 23	4.99	.42	.56
23 „ „ 24	5.21	.43	.75
24 „ „ 25	5.43	.45	.94
25 „ „ 26	5.65	.47	1.14
26 „ „ 27	5.87	.49	1.33
27 „ „ 28	6.10	.51	1.52
28 „ „ 29	6.32	.53	1.71
29 „ „ 30	6.54	.55	1.90
30 „ „ 31	6.76	.56	2.10
31 „ „ 32	7.01	.58	2.42
32 „ „ 33	7.48	.62	2.79
33 „ „ 34	7.96	.66	3.16
34 „ „ 35	8.44	.70	3.53
35 „ „ 36	8.92	.74	3.90
36 „ „ 37	9.40	.78	4.27
37 „ „ 38	9.87	.82	4.63
38 „ „ 39	10.35	.86	5.00
39 „ „ 40	10.83	.90	5.37
40 „ „ 41	11.31	.94	5.65
41 „ „ 42	11.79	.97	5.89
42 „ „ 43	12.26	1.02	6.13
43 „ „ 44	12.74	1.06	6.37
44 „ „ 45	13.22	1.10	6.61
45 „ „ 46	13.70	1.14	6.85
46 „ „ 47	14.18	1.18	7.09
47 „ „ 48	14.65	1.22	7.33
48 „ „ 49	15.13	1.26	7.57
49 „ „ 50	15.61	1.30	7.81
50 „ „ 51	16.09	1.34	8.04
51 „ „ 52	16.57	1.38	8.28
52 „ „ 53	17.04	1.42	8.52
53 „ „ 54	17.52	1.46	8.76
54 „ „ 55	18.00	1.50	9.00
55 „ „ 56	18.48	1.54	9.24
56 „ „ 57	18.96	1.58	9.48
57 „ „ 58	19.43	1.62	9.72
58 „ „ 59	19.91	1.66	9.96
59 „ „ 60	20.39	1.70	10.20
60 and over	20.40	1.70	10.20

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend the National Health Service (Superannuation) (Scotland) Regulations 1961 which are made under section 66(1) of the National Health Service (Scotland) Act 1947 and which provide for the superannuation of persons engaged in the National Health Service in Scotland (except employees of local health authorities and local education authorities).

The main changes are—

(*a*) the introduction of a revised basis for calculating the benefits payable to medical and dental practitioners (regulation 3 to 12);

(*b*) the introduction of a revised basis for calculating the benefits payable to part-time hospital specialists and other part-time officers (regulation 13 to 20);

(*c*) the introduction of optional arrangements for widows' pensions at an increased rate in lieu of certain lump sum benefits, and of a system of allowances for the dependent children of deceased officers and pensioners (regulation 21 to 23 and schedule 1);

(*d*) the payment of superannuation benefits at normal retiring age to officers with a minimum of ten years' service who are made redundant before age 55 (regulation 24 and 25). (The existing regulations giving title to pension and retiring allowances are re-enacted in an amended form);

(*e*) the discontinuation of the employers' supplementary contribution (regulation 30(2));

(*f*) the extension in certain circumstances of the time limits within which movements between the National Health Service in Scotland and other approved schemes must take place for superannuation rights to be transferred (regulation 34 and 50);

(*g*) the abatement of pensions of re-employed practitioners is to be reckoned by reference to their earnings in the best three consecutive years before retirement instead of in the last three years, and a method of assessing abatement is specified where pensioners are re-employed for short periods or at varying remuneration (regulation 42);

(*h*) raising the limit on the superannuable remuneration of a dental practitioner from £3,500 to £6,000 per annum (regulation 49(*b*));

(*i*) the revision of actuarial tables set out in the regulations and of the rules for applying them (regulation 56 and 57 and schedules 2 and 3);

(*j*) transitional provisions enabling practitioners and part-time specialists with service as such before the operative date of these regulations to have the existing basis for calculating their benefits applied if that would be to their advantage (regulation 58).

The National Health Service (Superannuation) (Scotland) Amendment Regulations 1962 are revoked entirely by regulation 59, but certain provisions of these regulations are reproduced in regulation 24, 25(2) and 58(3)(*b*).

Regulation 42 of the regulations comes into force on 1st January 1967 and the remaining provisions on 15th December 1966.