PENSION SCHEMES AND ENACTMENTS

1956 No. 1482

The National Insurance (Modification of Teachers Pensions) Amending Regulations, 1956

Made - - - -	*20th September*, 1956
Laid before Parliament	*28th September*, 1956
Coming into Operation	*1st October*, 1956

Whereas the Treasury have determined under subsection (4) of Section 69 of the National Insurance Act, 1946(a), that the Minister of Education is the appropriate Minister to make Regulations under that sub-section for modifying the provisions of the Teachers (Superannuation) Acts, 1918 to 1956, and other instruments relating to the superannuation of teachers:

Now therefore the Minister of Education in exercise of the powers conferred on him by the said sub-section as extended by Section 24 of the Teachers (Superannuation) Act, 1956(b), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the National Insurance (Modification of Teachers Pensions) Amending Regulations, 1956, and shall come into operation on the first day of October, 1956.

2. The Interpretation Act, 1889(c), shall apply for the interpretation of these rules as it applies for the interpretation of an Act of Parliament.

3. Regulation 1 (3) of the National Insurance (Modification of Teachers Pensions) Regulations, 1948(d), (hereinafter called the principal Regulations) shall be amended as follows:—

(*a*) after the definition of "the Act of 1945" shall be added the following definition—

"'the Act of 1956' means the Teachers (Superannuation) Act, 1956";

(*b*) in the definition of "the Teachers Acts" the figure "1956" shall be substituted for the figure "1946"; and

(*c*) the following definition shall be substituted for the definition of "approved external service"—

"'approved external service' means approved external service within the meaning of Section 13 of the Act of 1925 and any service which by virtue of any Act, Regulation or other instrument is to be treated as approved external service for the purposes of the said Section 13".

4. Regulations 5 and 8 of the principal Regulations (which provide for the reduction of the amounts of annual superannuation allowance payable) shall be amended as follows—

(*a*) after the words "each completed year" where they occur in both Regulations there shall be inserted the words "and by a proportionate amount in respect of a part of a year";

(*b*) in paragraph (*a*) of the proviso to each Regulation after the words "Act of 1945" there shall be inserted the words "or Section 13 of the Act of 1956" and the words "under the said Section 12" shall be omitted;

(a) 9 & 10 Geo. 6. c. 67. (b) 4 & 5 Eliz. 2. c. 53. (c) 52 & 53 Vict. c. 63.
(d) S.I. 1948/889 (Rev. XVI, p. 298: 1948 II, p. 2851).

(*c*) in paragraph (*b*) of the proviso to each Regulation after the words "under Section 21 (1) (*b*) of the Act of 1925" there shall be inserted the words "or under the Teachers Superannuation (Army Children's Schools) Scheme, 1956(**a**), or the Teachers Superannuation (Royal Naval Schools) Scheme, 1956(**b**)";

(*d*) in paragraph (*c*) of the proviso to each Regulation after the words "paragraph (*d*) or (*f*) of Section 13 (2) of the Act of 1925" there shall be inserted the words "or paragraph 1 of the Second Schedule to the Act of 1956", and in paragraph (*c*) of the proviso to Regulation 5 the words beginning "and as respects the period" to the end of the paragraph shall be omitted;

(*e*) in paragraph (*d*) of the proviso to each Regulation for the words "Regulation 44 of the National Health Service (Superannuation) Regulations, 1947"(**c**), there shall be substituted the words "Regulation 78 of the National Health Service (Superannuation) Regulations, 1955"(**d**);

(*f*) there shall be added at the end of Regulation 5 the following new paragraph—

"(*e*) any additional period reckoned under Section 14 of the Act of 1956 as contributory service shall be reckoned as contributory service after the material date for the purposes of this Regulation."

and at the end of Regulation 8 the following new paragraph—

"(*e*) any additional period reckoned under Section 14 of the Act of 1956 as contributory service shall be reckoned as contributory service after the date of modification for the purposes of this Regulation.".

5. Regulations 6 and 9 of the principal Regulations (which provide for the reduction of the amounts of contribution payable) shall be amended by substituting for the words "which provides" where they occur in both Regulations the words "as varied by Section 2 of the Act of 1956 which provide" and by substituting for the words "5 per cent." where they occur in both Regulations the words "6 per cent.".

6. Regulation 12 of the principal Regulations shall be amended by substituting for the words "Part I of the National Health Service (Superannuation) Regulations, 1947" the words "Part II of the National Health (Superannuation) Regulations, 1955"; for the words "Regulation 44 (1) (*c*)" the words "Regulation 78 (1)", and for the words "Regulation 30" the words "Regulation 52".

7. Regulation 17 of the principal Regulations shall be amended by substituting for the words "Teachers Superannuation (Allocation of Pension) Rules, 1937" the words "Teachers Superannuation (Allocation of Pension) Rules, 1956", and by substituting for the word "pension" in both places where it occurs the words "annual superannuation allowance".

Given under the Official Seal of the Minister of Education this 20th day of September, 1956.

(L.S.)

David Eccles
Minister of Education.

(**a**) S.I. 1956/770 (p. 727 above). (**b**) S.I. 1956/771 (p. 731 above).
(**c**) S.R. & O. 1947/1755 (Rev. XV, p. 799: 1947 I, p. 1373).
(**d**) S.I. 1955/1084 (1955 I, p. 1270).

EXPLANATORY NOTE

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

The National Insurance (Modification of Teachers Pensions) Regulations, 1948, modified the provisions of the Teachers (Superannuation) Acts in relation to contributions and benefits payable having regard to the benefits under the National Insurance Act, 1946. These new Regulations make amendments to the 1948 Regulations consequential on the passing of the Teachers (Superannuation) Act, 1956, and other amendments of a drafting character.

1956 No. 732

The National Insurance (Modification of the London Transport and Railway Pension Schemes) Regulations, 1956

Made - - - -	*15th May*, 1956
Laid before Parliament	*22nd May*, 1956
Coming into Operation	*1st September*, 1956

Whereas the Treasury have determined under subsection (4) of Section 69 of the National Insurance Act, 1946(a), that the Minister of Transport and Civil Aviation is the appropriate Minister to make regulations under that subsection for modifying the pension schemes to which these Regulations apply:

Now, therefore, the Minister of Transport and Civil Aviation in exercise of his powers under the said subsection and of all other powers him enabling in that behalf hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the 1st day of September, 1956, and may be cited as the National Insurance (Modification of the London Transport and Railway Pension Schemes) Regulations, 1956.

(2) In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say—

"annual superannuation allowance" in relation to a member of a pension scheme means any annual sum or annuity payable to him by way of a superannuation allowance under the rules of the scheme, but does not include any sum so payable as the result of any commutation under the rules of the scheme of any capital sum:

"the Board" means the London Passenger Transport Board as constituted by the London Passenger Transport Act, 1933(b):

"the Commission" means the British Transport Commission:

"employed person" means a person employed as a member of the Commission or of an Executive or as an officer or servant by the Commission (whether or not the employment is by virtue of the Transport Act, 1947(c), to be treated as employment by an Executive):

"an Executive" means an Executive established by or under Section 5 of the Transport Act, 1947:

"existing member" in relation to a pension scheme, means a person, not being a new entrant, who is a member of the scheme on the 1st September, 1956:

(a) 9 & 10 Geo. 6. c. 67. (b) 23 & 24 Geo. 5. c. 14. (c) 10 & 11 Geo. 6. c. 49.