1965 No. 1296

NATIONAL INSURANCE

The National Insurance (Modification of the Superannuation Acts) (Amendment) Regulations 1965

Made - - - -	*22nd June* 1965
Laid before Parliament	*29th June* 1965
Coming into Operation	*30th June* 1965

The Treasury, having determined under subsection (4) of section 69 of the National Insurance Act 1946(a) that they are the appropriate Government department in relation to the scheme for the provision of pensions established by the Superannnuation Acts 1834 to 1965, and in exercise of the powers conferred upon them by the said subsection as extended by section 15 of the National Insurance Act 1959(b), and of all other powers enabling them in that behalf, hereby make the following Regulations:—

1. The National Insurance (Modification of the Superannuation Acts) Regulations 1960(c), as amended (d), shall be further amended as follows:—

(*a*) by deleting Regulation 2 thereof; and

(*b*) by substituting the following definition for the definition of "notional graduated retirement benefit" in Regulation 5(1) thereof:—

"'notional graduated retirement benefit' means, in relation to any person, the amount of the minimum rate of equivalent pension benefits applicable, under the provisions of Part II of the National Insurance Act 1959 as amended from time to time, in respect of that person's non-participating service;".

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

3. The National Insurance (Modification of the Superannuation Acts) (Amendment) Regulations 1963(d) are hereby revoked.

4. These Regulations may be cited as the National Insurance (Modification of the Superannuation Acts) (Amendment) Regulations 1965, and shall come into operation on 30th June 1965.

J. McCann,
Harriet Slater,
Two of the Lords Commissioners of Her Majesty's Treasury.

22nd June 1965.

(a) 9 & 10 Geo. 6. c. 67.
(b) 7 & 8 Eliz. 2. c. 47.
(c) S.I. 1960/1270 (1960 II, p. 2297).
(d) S.I. 1963/1950 (1963 III, p. 3819).
(e) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations delete Regulation 2 from the National Insurance (Modification of the Superannuation Acts) Regulations 1960 (S.I. 1960/1270). The substance of this Regulation, which prevents a civil servant from allocating any part of his pension under Section 2 of the Superannuation Act 1935 or Section 33 of the Superannuation Act 1949 which would leave him with less than his notional National Insurance graduated benefit, has been incorporated in the Superannuation (Allocation of Pension) Rules 1965 (S.I. 1965/1201). These Regulations also amend the definition of "notional graduated retirement benefit" in Regulation 5(1) of the 1960 Regulations.