1960 No. 1154

The National Insurance (Non-participation—Teachers Superannuation) Regulations, 1960

Made - - - -	*7th July*, 1960
Laid before Parliament	14*th July*, 1960
Coming into Operation	15*th July*, 1960

The Minister of Education, in exercise of the powers conferred on him by section 12 of the National Insurance Act, 1959(a), and after making the consultations required by subsection (3) of that section, hereby makes the following regulations:—

1. These regulations may be cited as the National Insurance (Non-participation—Teachers Superannuation) Regulations, 1960, and shall come into operation on the fifteenth day of July, 1960.

2. In these regulations—

"the Act" means the National Insurance Act, 1959; and

"the Minister" means the Minister of Education.

3.—(1) In relation to employment in contributory service within the meaning of the Teachers (Superannuation) Acts, 1918 to 1956—

(*a*) the Minister hereby directs that an election with a view to the issue, variation, cancellation or surrender of a certificate that the employment is to be treated for the purposes of the Act, either generally or in relation to any description of persons specified in the certificate, as a non-participating employment, shall be made or revoked by him instead of by the employer; and

(*b*) things that are required or authorised to be done by or to the employer under the provisions specified in paragraph (2) of this regulation shall be done by or to the Minister.

(2) The provisions referred to in the last foregoing paragraph are—

(*a*) subsections (2) and (3) of section 7 of the Act;

(*b*) the following provisions of the National Insurance (Non-participation—Certificates) Regulations, 1959(b)—

(i) Part II (Notices and Elections);

(ii) Part IV (Determination of questions by the Registrar), except so

(iii) Part V (Certificates);

far as it relates to questions referred to the Registrar under Part III;

(*c*) the National Insurance (Non-participation—Appeals and References) Regulations, 1959(c), except so far as they relate to appeals or references on questions referred to the Registrar under Part III of the National Insurance (Non-participation—Certificates) Regulations, 1959.

Given under the Official Seal of the Minister of Education this 7th day of July, 1960.

(L.S.)

David Eccles,
Minister of Education.

(a) 7 & 8 Eliz. 2. c. 47. (b) S.I. 1959/1860 (1959 II, p. 1967).
(c) S.I. 1959/2119 (1959 II, p. 1856).

EXPLANATORY NOTE

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

These regulations provide that the Minister of Education instead of the employer shall decide whether persons who are subject to the Teachers (Superannuation) Acts should not participate in the scheme of graduated retirement benefits provided for in the National Insurance Act, 1959, and that those things leading to the issue, variation, cancellation or surrender of certificates of non-participation, which apart from the regulations would fall to be done by or to the employer, shall be done by or to the Minister.

The regulations also have the effect of requiring that the Minister instead of the employer shall make to the National Insurance Fund any payment in lieu of graduated contributions which may be due when such a person leaves non-participating employment without being assured of equivalent pension benefits in respect of it.