STATUTORY INSTRUMENTS

1965 No. 1083

PENSIONS

The Overseas Service (Pensions Supplement) (Amendment) Regulations 1965

Made - - - -	*7th May* 1965
Laid before Parliament	14*th May* 1965
Coming into Operation	15*th May* 1965

In exercise of the powers conferred on me by section 3 of the Pensions (Increase) Act 1962(a) and article 2 of the Minister of Overseas Development (No. 1) Order 1964(b) and with the approval of the Treasury, I hereby make the following Regulations:—

Citation, construction and commencement

1.—(1) These Regulations may be cited as the Overseas Service (Pensions Supplement) (Amendment) Regulations 1965 and shall be construed as one with the Overseas Service (Pensions Supplement) Regulations 1963(c) (hereinafter referred to as " the principal Regulations ").

(2) These Regulations and the principal Regulations may be cited together as the Overseas Service (Pensions Supplement) Regulations 1963 and 1965.

(3) These Regulations shall come into operation on 15th May 1965.

Amendment of regulation 7 of principal Regulations

2. Regulation 7 of the principal Regulations is hereby amended as follows:—

(*a*) in paragraph (1), by the substitution of " 1920 " for " 1944 ", and by the insertion of " and the proviso to " immediately before " regulation 4 " ;

(*b*) in paragraph (2), by the insertion of " (2A) " immediately before " (3) " ; and

(*c*) by the insertion immediately before paragraph (3) of the following paragraph numbered (2A)—

" (2A) Where the officer in respect of whose overseas service the pension is payable left service under the Government of the overseas territory which authorised the grant of the pension, or died while in such service, after 16th August 1920, not having completed the full

(a) 11 Eliz. 2. c. 2. (b) S.I. 1964/1849 (1964 III, p. 4032).
(c) S.I. 1963/598 (1963 I, p. 688).

period of contributions prior to that date, the amount payable under section 1 of the Act of 1920 as determined in accordance with the proviso to regulation 4 shall be reduced—

(*a*) in the case of an officer who completed the full period of contributions prior to leaving such service or to his death while in such service, in the same proportion that the number of years in respect of which he contributed prior to 16th August 1920 bears to the total number of years in respect of which he contributed; and

(*b*) in the case of an officer who died while in such service before completing the full period of contributions, in the same proportion that the number of years in respect of which he contributed prior to 16th August 1920 bears to the total number of years in respect of which he would have contributed had he continued to contribute until he had completed the full period of contributions; and

(*c*) in any other case, in the same proportion that the number of years in respect of which he contributed prior to 16th August 1920 bears to the number of years in respect of which he contributed during service under the said Government.".

Amendment of Schedule 1 to the principal Regulations

3. Schedule 1 to the principal Regulations is amended as follows:—

(*a*) in the fifth column thereof, by the substitution of the date " 1.4.61 " for the date which is mentioned in that column in relation to each of the following overseas territories named in the first column—

Bahamas
Federation of Malaya
Federated Malay States
Federation of Nigeria
Gambia
Ghana
Gibraltar
Gold Coast
Hong Kong
Jamaica
Malayan Establishment
Malayan Union
Malta
Nigeria
North Nigeria
Northern Region of Nigeria
Sierra Leone
Trinidad and Tobago
Turks and Caicos Islands
The West Indies Federation
Unfederated Malay States
Western Nigeria
Western Region of Nigeria;

(*b*) in the first column thereof, by the substitution of—

" North Borneo (Sabah) " for " Northern Borneo "; and
" Northern Nigeria " for " North Nigeria "; and by the

addition after—

" Northern Rhodesia " of " (Zambia) " ;
" Nyasaland " of " (Malawi) " ; and
" Tanganyika " of " (Tanzania) ".

Supplemental

4. The amendments to the principal Regulations made by regulation 2 and by regulation 3 of these Regulations shall have effect from 1st April 1965.

Barbara Castle,
Minister of Overseas Development.

7th May 1965.

We approve.

Harriet Slater,
George Lawson,
Two of the Lords Commissioners of Her Majesty's Treasury.

7th May 1965.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Overseas Service (Pensions Supplement) Regulations 1963 to allow the benefit of the Pensions (Increase) Acts 1920 and 1924 to be given to persons, who are in receipt of an overseas pension in respect of the service of an overseas officer, on similar terms to those under which later Pensions (Increase) Acts are already applied ; they also apply the provisions of the Pensions (Increase) Act 1962 to overseas service pensioners of territories where there have been no general salaries revisions for five years or more. The amendments take effect from 1st April 1965.