EXPLANATORY NOTE

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

These Rules amend the Pensions Appeal Tribunals (England and Wales) Rules, 1946, in the following respects:

(i) to provide for the payment of travelling expenses and subsistence allowances to witnesses other than medical witnesses giving evidence before the Tribunals (the expenses of medical witnesses are provided for under the existing Rules);

(ii) to increase the fees payable to medical specialists; and

(iii) to increase the subsistence allowances payable to appellants and witnesses.

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(2) SCOTLAND

The Pensions Appeal Tribunals (Scotland) (Amendment) Rules, 1949

1949 No. 2239 (S. 153)

Made - - - -	*29th November,* 1949
Laid before Parliament	*2nd December,* 1949
Coming into Operation	*7th December,* 1949

I, Thomas Mackay Cooper, Lord President of the Court of Session, by virtue of the powers conferred on me by paragraph 5 of the Schedule to, as read along with section 13 of, the Pensions Appeal Tribunals Act, 1943(a) and of all other powers competent to me in that behalf do hereby make the following Rules:—

1. These Rules may be cited as the Pensions Appeal Tribunals (Scotland) (Amendment) Rules, 1949, and shall come into operation on 7th December, 1949.

2. The Pensions Appeal Tribunals (Scotland) Rules, 1946(b) are hereby amended as follows—

(*a*) in Rule 26, after sub-paragraph (*d*) of paragraph (1), there shall be inserted the following sub-paragraph—

"(*e*) to a witness other than a medical witness who attends the hearing, where before the hearing an application is made to the President or Chairman of the Tribunal and he certifies that in the exceptional circumstances of the case the attendance of the witness is necessary";

(a) 6 & 7 Geo. 6. c. 39. (b) S.R. & O. 1946 (No. 1709) 1, p. 1331.

(*b*) in Rule 26, in paragraph (3), for the words " seventeen shillings and sixpence " there shall be substituted the words " twenty-five shillings " ;

(*c*) in Rule 28, in paragraph (1), for the words " which, except with the leave of the President and the Treasury, shall not exceed two guineas " there shall be substituted the words " of five guineas or with the leave of the President in special cases seven guineas " ;

(*d*) in Rule 28, in paragraph (2), for the words " not exceeding two guineas " there shall be substituted the words " three guineas or such greater fee not exceeding ten guineas as the President may direct " ;

(*e*) in the Second Schedule, in sub-paragraph (*a*) of Part I, for the sums of " 2s. 0d." and " 4s. 0d." there shall be substituted respectively the sums of " 2s. 6d." and " 5s. 0d." ;

(*f*) in the Second Schedule, in sub-paragraph (*b*) of Part I, for the sum of " 10s. 0d." there shall be substituted the sum of " 17s. 6d." ;

(*g*) in the Second Schedule, in paragraph (2) of the Note to Part I, for the expression " the allowance specified in paragraph (*b*) shall be fifteen shillings " there shall be substituted the expression " the allowance of 5s. 0d. specified in paragraph (*a*) shall be 6s. 0d., and the allowance specified in paragraph (*b*) shall be 20s. 0d." ;

(*h*) in the Second Schedule, in Part II, for sub-paragraph (*a*) of paragraph 1, there shall be substituted the following sub-paragraph—

" (*a*) Three guineas or with the leave of the President in special cases five guineas " ;

(*i*) in the Second Schedule, in paragraph 2 of Part II, for the words " one guinea " there shall be substituted the words " three guineas ".

T. M. Cooper,
I.P.D.

Edinburgh,
29th November, 1949.

EXPLANATORY NOTE

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

These Rules, which amend the Pensions Appeal Tribunals (Scotland) Rules, 1946, provide for the payment of travelling expenses to witnesses at a hearing, increase the amounts payable under the last-mentioned Rules in respect of compensation for loss of time, fees to expert witnesses, payments for medical reports and subsistence allowances, and prescribe the maximum amounts of the expenses payable to an appellant which are incurred for securing attendance of medical witnesses and obtaining medical reports, etc.

2. CIVIL SERVICE

(1) *Approved Employment.*
(2) *Control Service for Germany and Austria*, p. 3016.
(3) *Existing Irish Officers*, p. 3026.
(4) *Increase of Pensions*, p. 3031.
(5) *Joint Isle of Man and Civil Service*, p. 3032.
(6) *National Insurance*, p. 3033.
(7) *National Service*, p. 3035.
(8) *Public Offices*, p. 3037.
(9) *Reckoning of Certain Previous Service*, p. 3043.

(1) APPROVED EMPLOYMENT

The Superannuation (Approved Employment) Rules, 1949

1949 No. 1327

Made - - - -	15*th July*, 1949
Laid before Parliament	15*th July*, 1949
Coming into Operation	15*th July*, 1949

The Lords Commissioners of His Majesty's Treasury in exercise of the powers conferred on Them by subsection two of section fifty-four of the Superannuation Act, 1949(a), and of all other powers enabling Them in that behalf, hereby make the following Rules:—

PART I.—GENERAL

1.—(1) These Rules may be cited as the Superannuation (Approved Employment) Rules, 1949.

(2) The Interpretation Act, 1889(b), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

(3) These Rules shall come into force on the 15th day of July, 1949.

2.—(1) In these Rules, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them—

"Officer" means a person who, having ceased to be a civil servant, is employed in approved employment as defined in section four of the Superannuation Act, 1914(c).

"Approved employment" has the meaning assigned to it by subsection two of section four of the Superannuation Act, 1914.

"The Act" means the Superannuation Act, 1949.

(2) The following expressions have the meanings respectively assigned to them by the Act—

"Civil Servant".

"Medical certificate".

3. Any reference in these Rules to the provisions of any enactment, regulations, or rules, shall be construed unless the context otherwise requires, as a reference to those provisions as amended or re-enacted by any subsequent enactment, regulations, or rules, including these Rules.

(a) 12, 13 & 14 Geo. 6. c. 44. (b) 52 & 53 Vict. c. 63. (c) 4 & 5 Geo. 5. c. 86.