STATUTORY INSTRUMENTS

# 1977 No. 524

# COAL INDUSTRY

## The Redundant Mineworkers and Concessionary Coal (Payments Schemes) (Amendment) Order 1977

*Laid before Parliament in draft*

| | |
|---|---|
| *Made* - - - - | *22nd March* 1977 |
| *Coming into Operation* | *27th March* 1977 |

The Secretary of State, in exercise of the powers conferred by section 3(1) and (3) of the Coal Industry Act 1967**(a)** as amended by section 2(1) of the Coal Industry Act 1971**(b)** and section 4 of the Coal Industry Act 1973**(c)** and as extended by the Coal Industry (Redundancy Payments Schemes) (Extension) Order 1976**(d)** and now vested in him**(e)** and all other powers enabling him in that behalf, hereby makes the following Order, a draft of which has been laid before Parliament and has been approved by a resolution of each House of Parliament in accordance with section 3(4) of the Coal Industry Act 1967.

**1.** This Order may be cited as the Redundant Mineworkers and Concessionary Coal (Payments Schemes) (Amendment) Order 1977 and shall come into operation on 27th March 1977.

**2.**—(1) In this Order "the 1973 Order" means the Redundant Mineworkers and Concessionary Coal (Payments Schemes) Order 1973**(f)** as varied**(g)**.

(2) The Interpretation Act 1889**(h)** shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

**3.** The 1973 Order shall be further varied as follows—

(*a*) In Article 5 of the Schedule thereto—

(i) the word "and" at the end of sub-paragraph (1)(*c*) shall be deleted;

(ii) in sub-paragraph (1)(*d*) there shall be substituted for the words "on or after 6th April 1976" the words "after 5th April 1976 and before 6th April 1977"; and the word "and" shall be inserted at the end of that sub-paragraph;

(iii) there shall be inserted after sub-paragraph (1)(*d*) the following sub-paragraph—

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**(a)** 1967 c. 91. **(b)** 1971 c. 16. **(c)** 1973 c. 8.
**(d)** S.I. 1976/491 (1976 I, p. 1449).
**(e)** S.I. 1969/1948, 1970/1537 (1969 III, p. 4797; 1970 III, p. 5293).
**(f)** S.I. 1973/1268 (1973 II, p. 3800).
**(g)** S.I. 1975/545, 1976/495 (1975 I, p. 1800; 1976 I, p. 1455).
**(h)** 1889 c. 63.

"(*e*) whose relevant date fell on or after 6th April 1977 the weekly sum specified in Part 5 of Appendix 4 opposite the amounts specified in column 1 thereof appropriate to the amount of that employee's pre-redundancy earnings."

(*b*) In Article 6 of the Schedule thereto—

(i) in the proviso to sub-paragraphs (1)(i) and (1)(ii) there shall be substituted for the words "6th April 1973" the words "6th April 1977" and for the figure "£3" the figure "£5.23";

(ii) paragraph (4) (as substituted by Article 3(*d*)(iii)(*b*) of the Redundant Mineworkers and Concessionary Coal (Payments Schemes) (Amendment) Order 1976**(a)**) shall be deleted;

(iii) there shall be substituted for paragraph (5) (as substituted by Article 3(*d*)(iii)(*c*) of the Redundant Mineworkers and Concessionary Coal (Payments Schemes) (Amendment) Order 1976) the following paragraph—

"(4) Where a coal industry employee makes an election under Article 5(4) and the date substituted for the relevant date by virtue of that election falls on or after 6th April 1978, the weekly sum referred to in Article 5(1)(*e*) shall be reduced by an amount equal to any increase in the amount of unemployment benefit for a man over the age of 18 with one adult dependant which may have been made during the period commencing on 6th April 1977 and ending on the 5th April which immediately precedes the date substituted for the relevant date by virtue of the said election."

(*c*) In Article 8 of the Schedule thereto there shall be substituted for paragraph (3) the following paragraph –

"(3) The weekly sum payable under paragraph (1) for any week commencing after 6th April 1977 to an employee who is in receipt of a pension under the Staff Superannuation Scheme or the Coal Industry (Ancillaries) Staff Superannuation Scheme shall be reduced or extinguished, as the case may be, by the amount by which the weekly value of such pension exceeds £8."

(*d*) There shall be inserted after Part 4 of Appendix 4 the Table set out in the Schedule to this Order.

*Alexander Eadie*,
Parliamentary Under Secretary of State,
Department of Energy.

22nd March 1977.

**(a)** S.I. 1976/495 (1976 I, p. 1455).

# SCHEDULE

Appendix 4 Article 5(1)(*e*)

Part 5

TABLE OF PRE-REDUNDANCY EARNINGS AND WEEKLY PAYMENTS

| Column 1 | | Column 2 |
|---|---|---|
| Amount of pre-redundancy earnings | | Weekly sum payable under Article 5(1)(*e*) |
| Exceeding | but not exceeding | |
| £ p | £ p | £ p |
| 0.00 | 36.50 | 5.23 |
| 36.50 | 36.75 | 5.27 |
| 36.75 | 37.00 | 5.41 |
| 37.00 | 37.25 | 5.54 |
| 37.25 | 37.50 | 5.67 |
| 37.50 | 37.75 | 5.80 |
| 37.75 | 38.00 | 5.94 |
| 38.00 | 38.25 | 6.07 |
| 38.25 | 38.50 | 6.20 |
| 38.50 | 38.75 | 6.34 |
| 38.75 | 39.00 | 6.47 |
| 39.00 | 39.25 | 6.60 |
| 39.25 | 39.50 | 6.74 |
| 39.50 | 39.75 | 6.87 |
| 39.75 | 40.00 | 7.00 |
| 40.00 | 40.25 | 7.13 |
| 40.25 | 40.50 | 7.27 |
| 40.50 | 40.75 | 7.40 |
| 40.75 | 41.00 | 7.53 |
| 41.00 | 41.25 | 7.67 |
| 41.25 | 41.50 | 7.80 |
| 41.50 | 41.75 | 7.93 |
| 41.75 | 42.00 | 8.07 |
| 42.00 | 42.25 | 8.20 |
| 42.25 | 42.50 | 8.33 |
| 42.50 | 42.75 | 8.46 |
| 42.75 | 43.00 | 8.60 |
| 43.00 | 43.25 | 8.73 |
| 43.25 | 43.50 | 8.86 |
| 43.50 | 43.75 | 9.00 |
| 43.75 | 44.00 | 9.13 |
| 44.00 | 44.25 | 9.26 |
| 44.25 | 44.50 | 9.40 |
| 44.50 | 44.75 | 9.53 |
| 44.75 | 45.00 | 9.66 |
| 45.00 | 45.25 | 9.79 |
| 45.25 | 45.50 | 9.93 |
| 45.50 | 45.75 | 10.06 |
| 45.75 | 46.00 | 10.19 |
| 46.00 | 46.25 | 10.33 |
| 46.25 | 46.50 | 10.46 |
| 46.50 | 46.75 | 10.59 |
| 46.75 | 47.00 | 10.73 |
| 47.00 | 47.25 | 10.86 |
| 47.25 | 47.50 | 10.99 |
| 47.50 | 47.75 | 11.12 |
| 47.75 | 48.00 | 11.26 |

SCHEDULE—*continued*

| Column 1 | | Column 2 |
|---|---|---|
| Amount of pre-redundancy earnings | | Weekly sum payable under Article 5(1)(*e*) |
| Exceeding | but not exceeding | |
| £ p | £ p | £ p |
| 48.00 | 48.25 | 11.39 |
| 48.25 | 48.50 | 11.52 |
| 48.50 | 48.75 | 11.66 |
| 48.75 | 49.00 | 11.79 |
| 49.00 | 49.25 | 11.92 |
| 49.25 | 49.50 | 12.06 |
| 49.50 | 49.75 | 12.19 |
| 49.75 | 50.00 | 12.32 |
| 50.00 | 50.25 | 12.45 |
| 50.25 | 50.50 | 12.59 |
| 50.50 | 50.75 | 12.72 |
| 50.75 | 51.00 | 12.85 |
| 51.00 | 51.25 | 12.99 |
| 51.25 | 51.50 | 13.12 |
| 51.50 | 51.75 | 13.25 |
| 51.75 | 52.00 | 13.39 |
| 52.00 | 52.25 | 13.52 |
| 52.25 | 52.50 | 13.65 |
| 52.50 | 52.75 | 13.78 |
| 52.75 | 53.00 | 13.92 |
| 53.00 | 53.25 | 14.05 |
| 53.25 | 53.50 | 14.18 |
| 53.50 | 53.75 | 14.32 |
| 53.75 | 54.00 | 14.45 |
| 54.00 | 54.25 | 14.58 |
| 54.25 | 54.50 | 14.72 |
| 54.50 | 54.75 | 14.85 |
| 54.75 | 55.00 | 14.98 |
| 55.00 | 55.25 | 15.11 |
| 55.25 | 55.50 | 15.25 |
| 55.50 | 55.75 | 15.38 |
| 55.75 | 56.00 | 15.51 |
| 56.00 | 56.25 | 15.65 |
| 56.25 | 56.50 | 15.78 |
| 56.50 | 56.75 | 15.91 |
| 56.75 | 57.00 | 16.05 |
| 57.00 | 57.25 | 16.18 |
| 57.25 | 57.50 | 16.31 |
| 57.50 | 57.75 | 16.44 |
| 57.75 | 58.00 | 16.58 |
| 58.00 | 58.25 | 16.71 |
| 58.25 | 58.50 | 16.84 |
| 58.50 | 58.75 | 16.98 |
| 58.75 | 59.00 | 17.11 |
| 59.00 | 59.25 | 17.24 |
| 59.25 | 59.50 | 17.38 |
| 59.50 | 59.75 | 17.51 |
| 59.75 | 60.00 | 17.64 |
| 60.00 | 60.25 | 17.77 |
| 60.25 | 60.50 | 17.91 |
| 60.50 | 60.75 | 18.04 |
| 60.75 | 61.00 | 18.17 |

SCHEDULE—*continued*

| Column 1 | | Column 2 |
|---|---|---|
| Amount of pre-redundancy earnings | | Weekly sum payable under Article 5(1)(*e*) |
| Exceeding | but not exceeding | |
| £ p | £ p | £ p |
| 61.00 | 61.25 | 18.31 |
| 61.25 | 61.50 | 18.44 |
| 61.50 | 61.75 | 18.57 |
| 61.75 | 62.00 | 18.71 |
| 62.00 | 62.25 | 18.84 |
| 62.25 | 62.50 | 18.97 |
| 62.50 | 62.75 | 19.10 |
| 62.75 | 63.00 | 19.24 |
| 63.00 | 63.25 | 19.37 |
| 63.25 | 63.50 | 19.50 |
| 63.50 | 63.75 | 19.64 |
| 63.75 | 64.00 | 19.77 |
| 64.00 | 64.25 | 19.90 |
| 64.25 | 64.50 | 20.04 |
| 64.50 | 64.75 | 20.17 |
| 64.75 | 65.00 | 20.30 |
| 65.00 | 65.25 | 20.43 |
| 65.25 | 65.50 | 20.57 |
| 65.50 | 65.75 | 20.70 |
| 65.75 | 66.00 | 20.83 |
| 66.00 | 66.25 | 20.97 |
| 66.25 | 66.50 | 21.10 |
| 66.50 | 66.75 | 21.23 |
| 66.75 | 67.00 | 21.37 |
| 67.00 | 67.25 | 21.50 |
| 67.25 | 67.50 | 21.63 |
| 67.50 | 67.75 | 21.76 |
| 67.75 | 68.00 | 21.90 |
| 68.00 | 68.25 | 22.03 |
| 68.25 | 68.50 | 22.16 |
| 68.50 | 68.75 | 22.30 |
| 68.75 | 69.00 | 22.43 |
| 69.00 | 69.25 | 22.56 |
| 69.25 | 69.50 | 22.70 |
| 69.50 | 69.75 | 22.83 |
| 69.75 | 70.00 | 22.96 |
| 70.00 | 70.25 | 23.09 |
| 70.25 | 70.50 | 23.23 |
| 70.50 | 70.75 | 23.36 |
| 70.75 | 71.00 | 23.49 |
| 71.00 | 71.25 | 23.63 |
| 71.25 | 71.50 | 23.76 |
| 71.50 | 71.75 | 23.89 |
| 71.75 | 72.00 | 24.03 |
| 72.00 | 72.25 | 24.16 |
| 72.25 | 72.50 | 24.29 |
| 72.50 | 72.75 | 24.42 |
| 72.75 | 73.00 | 24.56 |
| 73.00 | 73.25 | 24.69 |
| 73.25 | 73.50 | 24.82 |
| 73.50 | 73.75 | 24.96 |
| 73.75 | 74.00 | 25.09 |

SCHEDULE—*continued*

| Column 1 | | Column 2 |
|---|---|---|
| Amount of pre-redundancy earnings | | Weekly sum payable under Article 5(1)(*e*) |
| Exceeding | but not exceeding | |
| £ p | £ p | £ p |
| 74.00 | 74.25 | 25.22 |
| 74.25 | 74.50 | 25.36 |
| 74.50 | 74.75 | 25.49 |
| 74.75 | 75.00 | 25.62 |
| 75.00 | 75.25 | 25.75 |
| 75.25 | 75.50 | 25.89 |
| 75.50 | 75.75 | 26.02 |
| 75.75 | 76.00 | 26.15 |
| 76.00 | 76.25 | 26.29 |
| 76.25 | 76.50 | 26.42 |
| 76.50 | 76.75 | 26.55 |
| 76.75 | 77.00 | 26.69 |
| 77.00 | 77.25 | 26.82 |
| 77.25 | 77.50 | 26.95 |
| 77.50 | 77.75 | 27.08 |
| 77.75 | 78.00 | 27.22 |
| 78.00 | 78.25 | 27.35 |
| 78.25 | 78.50 | 27.48 |
| 78.50 | 78.75 | 27.62 |
| 78.75 | 79.00 | 27.75 |
| 79.00 | 79.25 | 27.88 |
| 79.25 | 79.50 | 28.02 |
| 79.50 | 79.75 | 28.15 |
| 79.75 | 80.00 | 28.28 |
| 80.00 | AND OVER | 28.42 |

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order makes further changes in the Redundant Mineworkers Payments Scheme, scheduled to the Redundant Mineworkers and Concessionary Coal (Payments Schemes) Order 1973 and previously amended by the Redundant Mineworkers and Concessionary Coal (Payments Schemes) (Amendment) Orders 1975 and 1976.

The principal change is the addition of a new table of basic weekly benefits for men who become redundant on or after 6th April 1977. This involves changes in Article 5 of the scheme and consequential changes in Article 6.

Under Article 6 of the 1973 Scheme basic benefit is reduced to take account of certain social security and other benefits, subject to the proviso that the rate of basic weekly benefit shall not be reduced below £3. Article 3(*b*)(i) of this Order raises this figure to £5.23.

Additional weekly benefits payable under Article 8 of the 1973 Scheme after basic benefit has expired are subject to a deduction for pensions paid under the National Coal Board's Staff Superannuation Schemes. This deduction is the amount by which the weekly amount of that pension exceeds £5. Article 3(*c*) of this Order increases that figure to £8.

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