1973. No. 484 **[C]**

POLICE

Royal Ulster Constabulary: Pensions

ORDER, DATED 26TH NOVEMBER 1973, MADE BY THE SECRETARY OF STATE UNDER SECTION 4 OF THE CONSTABULARY AND POLICE (IRELAND) ACT 1919, SECTION 2 OF THE CONSTABULARY ACT (NORTHERN IRELAND) 1922 AND THE CONSTABULARY (PENSIONS) ACT (NORTHERN IRELAND) 1949.

In exercise of the power conferred on me by section 4 of the Constabulary and Police (Ireland) Act 1919(a), section 2 of the Constabulary Act (Northern Ireland) 1922(b), the Constabulary (Pensions) Act (Northern Ireland) 1949(c) and section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(d), and after consulting the Police Association and, in accordance with the Police Act 1969(e), the Police Council for the United Kingdom, I hereby order as follows:—

Citation and commencement

1.—(1) This Order may be cited as the Royal Ulster Constabulary Pensions (Lump Sum Payments to Widows) Order 1973 and shall have effect from 26th November 1973.

Interpretation

2.—(1) This Order shall be construed as one with the Royal Ulster Constabulary Pensions Order 1949(f) which shall have effect as if Article 3 were included therein.

(2) In this Order any reference to a paragraph is a reference to a paragraph of the Schedule to the Royal Ulster Constabulary Pensions Order 1949.

Entitlement to gratuity

3.—(1) This Article shall apply to a widow who has attained the age of 60 years on or before 2nd December 1973 and is in receipt of a pension which has been either increased under any of the following provisions of the said Schedule, namely—

(*a*) paragraph 12 (discretionary increase in widow's ordinary pension);

(*b*) paragraph 13B (discretionary increase in widow's special pension), or

(*c*) paragraph 17 (awards to widows whose husbands died before 5th July 1948),

or granted under the said paragraph 17, where the increase or pension, as the case may be, is payable in respect of a period which includes a day in the week beginning with 26th November 1973.

(2) Except where a widow to whom this Article applies is entitled to a payment under section 1(1) of the Pensioners' Payments and National Insurance Act 1973(g), the Police Authority for Northern Ireland shall pay her a gratuity of £10.

(a) 9 & 10 Geo. 5 c. 68.
(b) 12 & 13 Geo. 5 c. 8 (N.I.).
(c) 1949. c. 9.
(d) 1972. c. 22.
(e) 1969. c. 63.
(f) S.R. & O. (N.I.) 1949, No. 211.
(g) 1973. c. 61.

(3) For the purposes of paragraph 30 (prevention of duplication), a gratuity under this Article shall be ignored.

Dated this 26th day of November 1973.

W. S. I. Whitelaw,
One of Her Majesty's Principal Secretaries of State.

The Ministry of Finance hereby signifies its concurrence in the foregoing Order.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 30th day of November 1973.

(L.S.)

C. F. Darling,
Assistant Secretary.

EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

The Royal Ulster Constabulary Pensions Order 1949 (which applies in relation to policemen who ceased to serve in that force before 1st April 1972) provides for discretionary increases in police widows' pensions where the widow would have been entitled to widow's benefit or a retirement pension under the National Insurance Acts (Northern Ireland) had her husband satisfied the contribution conditions therefor or where he died before 5th July 1948 (when the National Insurance Act (Northern Ireland) 1946 (c. 23) came into operation).

This Order provides for the payment of a gratuity of £10 in the case of a policeman's widow in receipt of such a discretionary increase in her police widow's pension during the week beginning with 26th November 1973 if she has attained the age of 60 years before the end of that week but is not entitled to a payment under section 1(1) of the Pensioners' Payments and National Insurance Act 1973.