1959 No. 1922

The Superannuation (British Council and Civil Service) Transfer Rules, 1959

Made - - - -	16*th November*, 1959
Laid before Parliament	19*th November*, 1959
Coming into Operation	20*th November*, 1959

The Lords Commissioners of Her Majesty's Treasury, in exercise of the powers conferred upon them by Section 2 of the Superannuation Act, 1957(a), and of all other powers enabling them in that behalf, hereby make the following Rules:—

1.—(1) Where a person was, not earlier than the first day of May, 1946, or not later than the twenty seventh day of January, 1947, taken into the civil service of the State as an officer of the Central Office of Information after having been employed in the British Council, and his employment in that Council was, in the opinion of the Treasury, of the same nature and for the same purpose as his employment in the service of the State, his service in employment in that Council before the date on which he was

(a) 5 & 6 Eliz. 2. c. 37.

taken into the civil service of the State shall be reckoned for the purposes of the Superannuation Acts as employment in an unestablished capacity within the meaning of Section 3 of the Superannuation Act, 1935(a).

(2) Where the said Council paid a gratuity to a person to whom the foregoing paragraph applies in respect of his service in the said Council, being a sum representing the whole or any part of the employer's contributions made in respect of that person by the said Council, it shall be a condition of the making of any payment under the Superannuation Acts in respect of that person's service, so far as the amount of that payment is dependent on the provisions of the foregoing paragraph, that there has been paid to the Exchequer a sum equal to the amount of the said gratuity, together with compound interest thereon at the rate of 3 per cent. per annum calculated from the date when the said gratuity was paid to that person.

(3) These Rules shall not have effect so as to authorise an increase in an annual superannuation allowance or pension so far as the allowance or pension is payable in respect of a period before the twenty first day of November, 1957.

2.—(1) In these Rules the expression "the Superannuation Acts" means the Superannuation Acts, 1834 to 1950, and any Act amending those Acts.

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

3. These Rules may be cited as the Superannuation (British Council and Civil Service) Transfer Rules, 1959, and shall come into operation on the twentieth day of November, nineteen hundred and fifty-nine.

Dated this 16th day of November, 1959.

R. Brooman-White,
P. E. O. Bryan,

Two of the Lords Commissioners
of Her Majesty's Treasury.

EXPLANATORY NOTE

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

These Rules provide for service with the British Council (after the age of 18) of employees who were taken into the Civil Service after 30th April, 1946, and before 28th January, 1947, to be reckoned, subject to certain conditions, as unestablished civil service for the purposes of the Superannuation Acts.

(a) 25 & 26 Geo. 5. c. 23. (b) 52 & 53 Vict. c. 63.