1954 No. 1723

The Superannuation (Civil Service and Metropolitan Police Staff) Transfer Rules, 1954

Made - - - -	22*nd December*, 1954
Laid before Parliament	30*th December*, 1954
Coming into Operation	31*st December*, 1954

The Lords Commissioners of Her Majesty's Treasury and the Secretary of State, in exercise of the powers conferred upon them by sections 2 and 15 of the Superannuation (Miscellaneous Provisions) Act, 1948(**a**), hereby jointly make the following Rules:—

PART I—GENERAL PROVISIONS

1.—(1) These Rules may be cited as the Superannuation (Civil Service and Metropolitan Police Staff) Transfer Rules, 1954.

(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 operation on the thirty-first day of December, nineteen hundred and fifty-four.

2.—(1) In these Rules, unless the context otherwise requires:—

(*a*) the following expressions have the meanings hereby respectively assigned to them:—

"the Act" means the Superannuation (Miscellaneous Provisions) Act, 1948;

"the Orders" means the Orders made by the Secretary of State under the Metropolitan Police Staff (Superannuation) Acts, 1875 to 1931, both as originally enacted and as applied by section 5 of the Metropolitan Police Courts Act, 1897(**c**), and as extended by the Superannuation (Various Services) Act, 1938(**d**), and the Superannuation Act, 1949(**e**); "the Superannuation Acts" means the Superannuation Acts, 1834 to 1950;

(*b*) the following expressions have the meanings respectively assigned to them by the Act:—

"civil servant";

"metropolitan police staff"; and

"pensionable employment".

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

(a) 11 & 12 Geo. 6. c. 33. (b) 52 & 53 Vict. c. 63. (c) 60 & 61 Vict. c. 26.
(d) 1 & 2 Geo. 6. c. 13. (e) 12, 13 & 14 Geo. 6. c. 44.

PART II—PROVISIONS RELATING TO PERSONS WHO HAVE TRANSFERRED FROM THE METROPOLITAN POLICE STAFF TO THE CIVIL SERVICE

3.—(1) This Part of these Rules shall apply to any person who—

(*a*) has become employed as a civil servant within one month after ceasing to be in pensionable employment as a member of the metropolitan police staff; and

(*b*) subsequently ceases to be employed as a civil servant and enters other employment in such circumstances that the Treasury may, by virtue of any Rules made under sections 2 and 15 of the Act, pay a transfer value in respect of such of his service as is reckonable for the purposes of the Superannuation Acts as service in the capacity of a civil servant.

(2) This Part of these Rules shall, if he consents, apply to such person as aforesaid notwithstanding that he ceased to be employed as a member of the metropolitan police staff, or became, or ceased to be, employed as a civil servant, or entered other employment before the coming into operation of these Rules or before the passing of the Act.

(3) In this Part of these Rules a person to whom this Part of these Rules applies is referred to as "the officer".

4. Upon these Rules becoming applicable to the officer, there may be paid to the Treasury out of the Metropolitan Police Fund a transfer value, calculated in accordance with tables approved by the Treasury, in respect of such of the officer's service as was reckonable as metropolitan police staff service for the purpose of the Orders immediately before he ceased to be employed as a member of the metropolitan police staff, and upon the payment of such transfer value that service shall be reckoned for the purposes of the Superannuation Acts as service in the capacity of a civil servant.

PART III—PROVISIONS RELATING TO PERSONS WHO HAVE TRANSFERRED FROM THE CIVIL SERVICE TO THE METROPOLITAN POLICE STAFF

5.—(1) This Part of these Rules shall apply to any person who—

(*a*) has entered pensionable employment as a member of the metropolitan police staff within one month after ceasing to be employed as a civil servant; and

(*b*) subsequently ceases to be employed as a member of the metropolitan police staff and enters other employment in such circumstances that, by virtue of any Rules made under sections 2 and 15 of the Act, a transfer value may be paid out of the Metropolitan Police Fund in respect of such of his service as is reckonable as metropolitan police staff service for the purpose of the Orders.

(2) This Part of these Rules shall, if he consents, apply to such person as aforesaid notwithstanding that he ceased to be employed as a civil servant, or became, or ceased to be, employed as a member of the metropolitan police staff, or entered other employment before the coming into operation of these Rules or before the passing of the Act.

(3) In this Part of these Rules a person to whom this Part of these Rules applies is referred to as "the officer".

6. Upon these Rules becoming applicable to the officer, the Treasury may pay to the Metropolitan Police Fund a transfer value, calculated in accordance with tables approved by the Treasury, in respect of such of the officer's

service as was reckonable for the purposes of the Superannuation Acts as service in the capacity of a civil servant immediately before he ceased to be a civil servant, and upon the payment of such transfer value that service shall be reckoned as metropolitan police staff service for the purpose of the Orders.

Dated this 22nd day of December, 1954.

Martin Redmayne,
Gerald Wills,

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

21st December, 1954.

G. Lloyd-George,
One of Her Majesty's Principal Secretaries of State.

22nd December, 1954.

EXPLANATORY NOTE

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

Hitherto, if an officer transferred from an established post in the Civil Service to pensionable employment as a member of the Metropolitan Police Staff (or *vice versa*) and thereafter transferred to other pensionable employment covered by rules made under Sections 2 and 15 of the Superannuation (Miscellaneous Provisions) Act, 1948, e.g., to pensionable local government service, it has not been possible fully to preserve his pension rights in respect of the first of these employments. The effect of these Rules is to secure that, in such circumstances, it will be possible to aggregate and make a single superannuation award in respect of his service throughout.

The Rules may be applied retrospectively.

1954 No. 263

The Superannuation (Transfers between the Civil Service and Public Boards) (Amendment) Rules, 1954

Made - - - -	*9th March,* 1954
Laid before Parliament	*11th March,* 1954
Coming into Operation	*12th March,* 1954

The Lords Commissioners of Her Majesty's Treasury, in exercise of the powers conferred upon Them by sections 2 and 15 of the Superannuation (Miscellaneous Provisions) Act, 1948(a), and of all other powers enabling Them in that behalf, hereby make the following Rules:—

1.—(1) These Rules may be cited as the Superannuation (Transfers between the Civil Service and Public Boards) (Amendment) Rules, 1954.

(a) 11 & 12 Geo. 6. c. 33.