It is hereby Ordered that the said Order of the day of 19 be and the same is hereby (3)

and it is further Ordered that (4)

Dated at this day of 19 .

County Court Judge.

(1) Set out complaint.
(2) Recite Order.
(3) Insert as the case may be : Affirmed or Reversed or Varied.
(4) When the Order appealed from is reversed or varied set out the Order made by the Judge in such one of the forms specified in the First Schedule as is appropriate and in every case set out the Order as to costs.

THIRD SCHEDULE

COSTS OF SOLICITORS FOR COMPLAINANT AND DEFENDANT.

For preparation, and attending, and conducting case at hearing, and for all other charges incident to the hearing, or for preparation and attendance in Court on any proceedings subsequent to maintenance or separation order,
A sum not exceeding £4 4 0

And when Counsel is instructed, such additional sum as the Resident Magistrate may fix for fee to Counsel.

For preparation and attending and conducting case at hearing of an Appeal,
A sum not exceeding £4 4 0

And when Counsel is instructed such additional sum as the Judge may fix for fee to Counsel.

SUPERANNUATION

Joint Service (Amendment)

REGULATIONS, DATED 22ND MAY, 1946, MADE BY THE MINISTRY OF FINANCE FOR NORTHERN IRELAND UNDER SECTION 3 OF THE SUPERANNUATION ACT (NORTHERN IRELAND), 1925, AS AMENDED BY SECTION 3 OF THE TEACHERS' SUPERANNUATION ACT (NORTHERN IRELAND), 1936.

1946. No. 88

The Ministry of Finance (in these Regulations referred to as "the Ministry") in pursuance of the powers conferred upon it by section 3 of the Superannuation Act (Northern Ireland), 1925, hereby makes the following regulations :—

1. The Interpretation Act, 1921, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. The Superannuation (Joint Service) Regulations (Northern Ireland), 1937 (a) shall have effect and shall be deemed always to have had effect as if for Regulations three and four thereof the following Regulations were respectively substituted :—

3.—(1) Where the appointment as a civil servant was made before 20th September, 1909, or in the case of a woman before the 17th December, 1935, and the officer appointed did not elect to adopt the provisions of the Superannuation Act, 1909, or having adopted them determined under the powers conferred by the Government of Ireland Act, 1920, to be treated as if he had not so elected, then—

(*a*) three-fourths only of his teaching service shall be reckonable for purposes of the calculation of superannuation allowance under the Superannuation Act, 1859 ; and

(*b*) if the officer retired with a pension or gratuity on or after 1st February, 1922, and if, being an officer who retired before 1st July, 1936, he was alive on the 2nd November, 1943, the Ministry may, subject to the provisions of this regulation grant to him an additional allowance in respect of his teaching service equal to one-thirtieth of his average annual salary during the three years preceding the date of his retirement as a civil servant multiplied by the number of completed years ascertained by adding to one-half of the period of teaching service (if any) given before the relevant date, the full period of teaching service (if any) given after the relevant date provided that

(i) in the case of an officer whose pension award while a teacher was governed by the terms of Article 14 of the Public Elementary Teachers' Superannuation Scheme, 1926, no service given before the 1st April, 1926, shall be reckoned in ascertaining for the purposes of paragraph (*b*) of this Regulation, the number of completed years as aforesaid ; and

(ii) the amount of the additional allowance payable under paragraph (*b*) of this Regulation shall be reduced by an amount ascertained by multiplying the sum equivalent to one and a half per cent. of the annual salary payable to the officer at the date of his retirement by the number of years of teaching service given on or after the relevant date ;

(iii) the amount of the additional allowance calculated in accordance with the foregoing provisions of this Regulation shall not in any case exceed the capitalized value of the difference between the annual

(a) S. R. & O. 1937 No. 8.

allowance which is awarded to the officer and two-thirds of his retiring salary as reckonable for superannuation purposes, such capitalized value being ascertained by reference to the appropriate Post Office Annuity table in force at the time of the award of the additional allowance in relation to a person of the same sex and of the age of the officer at the date on which the retirement of the officer from the civil service takes effect.

(2) For the purposes of this and the next succeeding Regulation the expression "appropriate Teachers Superannuation Scheme" means in relation to any officer the superannuation scheme which was or would have been applicable to him if he had continued as a teacher and the expression "the relevant date" means in relation to any officer the 1st February, 1922, or the date of his admission to the appropriate Teachers Superannuation Scheme whichever of these dates shall be the later.

4. Where the appointment as a civil servant is one to which the provisions of the Superannuation Act, 1909, apply or have been adopted the whole of the teaching service shall be reckonable for purposes of the calculation of (*a*) a superannuation allowance and (*b*) a gratuity under section two or sub-section (1) of section three of the Superannuation Act, 1909, as amended by section two of the Superannuation Act, 1914, but for the purposes of the calculation of the additional allowance under sub-section (2) of section one or of sub-section (1) of section three of the Superannuation Act, 1909, teaching service shall only be reckoned as follows :—

(*a*) where the appointment as a civil servant was made before the relevant date, and the officer retired with a pension or gratuity on or after the relevant date, and if being an officer who retired before the 1st July, 1936, he was alive on the 2nd November, 1943, one-half only of his teaching service shall be reckonable ;

(*b*) where the appointment as a civil servant was made on or after the relevant date and before the 1st July, 1936, and the officer retired with a pension or gratuity, and if being an officer who retired before the 1st July, 1936, he was alive on the 2nd November, 1943, one half only of the period of his teaching service (if any) given before the relevant date, and the full period of teaching service given on or after the relevant date shall be reckonable, but the amount of the additional allowance shall be reduced by an amount ascertained by multiplying the sum equivalent to one and a half per cent. of the annual salary payable to the officer at the date of his retirement by the number of years of teaching service given on or after the relevant date ;

(*c*) where the appointment as a civil servant was made on or after the 1st July, 1936, one-half only of the period of teaching service (if any) given before the relevant date shall be reckonable and in addition—

(i) if the officer elected to come within a scheme for the payment of an additional allowance under the appropriate Teachers' Superannuation Scheme in respect of teaching service on or after the 1st July, 1936, the full period of his teaching service given on or after the 1st July, 1936, shall be reckonable, and

(ii) where the officer is eligible for the payment of an additional allowance under the Teachers (Public Elementary) Superannuation (Amendment) Scheme, 1940, or under the Teachers (Secondary and Preparatory) Superannuation (Amendment) Scheme, 1940, or under the Teachers (Agricultural and Technical) Superannuation (Amendment) Scheme, 1940, in respect of teaching service during the period commencing on the relevant date and ending on the 30th June, 1936, the full period of teaching service given on or after the relevant date and before the 1st July, 1936, shall be reckonable, but the amount of the additional allowance shall be reduced by an amount ascertained by multiplying the sum equivalent to one and a half per cent. of the annual salary payable to the officer at the date of his retirement as a civil servant by the number of years of teaching service given after the relevant date, and before the 1st July, 1936, so however that in the case of an officer whose appointment as a civil servant was made on or after the 1st July, 1940, the multiplier shall be the number of years (if any) in respect of which contributions remain to be paid by him under those provisions of the appropriate Teachers' Superannuation Scheme which relate to the payment of an additional allowance in respect of teaching service before the said 1st July, 1936.

(*d*) Where an officer's teaching service has been reckoned in the calculation of an additional allowance under the foregoing provisions of this Regulation, such allowance shall be abated by 1-240th in respect of each completed year's teaching service reckoned in the calculation thereof; provided that this paragraph shall not apply in the case of an officer whose superannuation allowances have been calculated in relation to his average salary for the three years preceding retirement under the provisions of Section twelve of the Superannuation Act, 1834.

(*e*) In the case of an officer whose pension award while a teacher was governed by the terms of Article 14 of the Public Elementary Teachers' Superannuation Scheme, 1926, no service given before 1st April, 1926, shall be reckoned for the purpose of the calculation of an additional allowance under this Regulation.

(*f*) Any period of teaching service given before the 20th September, 1909, shall not be reckoned for the purpose of ascertaining any increase payable by virtue of subsection (1) of section three of the Superannuation Act, 1909, on the amount of the additional allowance payable on retirement in accordance with the provisions of that Act.

5. These Regulations may be cited as the Superannuation (Joint Service) (Amendment) Regulations (Northern Ireland), 1946.

Given under the Seal of the Ministry of Finance for Northern Ireland this 22nd day of May, 1946, in the presence of

(L.S.) *J. A. McKeown,*
Second Secretary.

REGULATIONS, DATED 7TH SEPTEMBER, 1946, MADE BY THE MINISTRY OF FINANCE FOR NORTHERN IRELAND UNDER SECTION THREE OF THE SUPERANNUATION ACT (NORTHERN IRELAND), 1925, AS AMENDED BY SECTION THREE OF THE TEACHERS' SUPERANNUATION ACT (NORTHERN IRELAND), 1936.

1946. No. 189

The Ministry of Finance in pursuance of the powers conferred upon it by section three of the Superannuation Act (Northern Ireland), 1925, hereby makes the following regulations :—

1. The Interpretation Act, 1921, applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. The Superannuation (Joint Service) (Amendment) Regulations (Northern Ireland), 1946 (a), shall have effect and shall be deemed always to have had effect as if for sub-paragraph (*d*) of Regulation four thereof the following sub-paragraph were substituted :—

" (*d*) Where an officer's teaching service has been reckoned in the calculation of an additional allowance under the foregoing provisions of this Regulation, the amount of the additional allowance so calculated shall be reduced by a sum which

(a) S. R. & O. 1946, No. 88.