(3) the Burnham Main Committee and the Burnham Technical Committee in their Reports dated the 29th May, 1953, have in accordance with the requirements of the said Section submitted to the Minister further amendments in the scales of remuneration for the respective categories of teachers; and

(4) the Minister has approved the amendments in the scales of remuneration so submitted:

Now the Minister in pursuance of the power conferred on her by Section 89 of the Education Act, 1944, hereby orders as follows:—

1. This Order may be cited as the Remuneration of Teachers Amending Order, No. 3, 1953, and shall come into operation on the first day of September, 1953.

2. The remuneration paid by Local Education Authorities to full-time teachers of the respective categories aforesaid shall be in accordance with the scales in force on the date on which this Order comes into operation as amended by the said Reports dated 29th May, 1953.

Given under the Official Seal of the Minister of Education this 14th day of August, 1953.

(L.S.) *Gilbert N. Flemming,*
Secretary to the Ministry of Education.

EXPLANATORY NOTE

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

The amendments covered by this Order provide for an extension of the London Area, within which an addition to salary is payable to teachers, to cover the City of London and the Metropolitan Police District.

1953 No. 1871

The Superannuation (Teaching and Fire Service) Amending Rules, 1953

Made - - - -	*17th December,* 1953
Laid before Parliament	*18th December,* 1953
Coming into Operation	*1st January,* 1954

The Minister of Education, with the consent of the Treasury, in exercise of the powers conferred upon her by Sections 2 and 15 of the Superannuation (Miscellaneous Provisions) Act. 1948(**a**), hereby makes the following rules:—

1.—(1) These rules may be cited as the Superannuation (Teaching and Fire Service) Amending Rules, 1953, and shall come into operation on the first day of January, 1954.

(2) These rules shall be read as one with the Superannuation (Teaching and Fire Service) Rules, 1952(**b**).

(**a**) 11 & 12 Geo. 6. c. 33. (**b**) S.I. 1952/930; 1952 I, p. 833.

(3) The Interpretation Act, 1889(a), shall apply to the interpretation of these rules as it applies to the interpretation of an Act of Parliament.

2.—(1) Where a person, without having been granted an award (other than a gratuity or award by way of return of contributions) under the Firemen's Pension Scheme, becomes or has, before the date of the coming into operation of these rules, become employed in contributory service within twelve months after ceasing to be employed as a fireman, he shall be entitled to reckon as contributory service a period equal to the period of pensionable service he was entitled to reckon immediately before he ceased to be a pensionable member of a fire brigade, together with a further period equal to one-third of such first-mentioned period, if—

(*a*) he ceased to be employed as a fireman after the 1st April, 1948 ;

(*b*) within three months after the date on which he becomes employed in contributory service or within six months after the date of the coming into operation of these rules, whichever period expires later, he—

(i) gives notice in writing to the Minister that he desires these rules to apply to him and furnishes the Minister with particulars of his previous pensionable service ;

(ii) pays to the Minister an amount equal to the amount of any gratuity or award by way of return of contributions made to him on his ceasing to be employed as a fireman ; and

(iii) agrees to pay to the Minister a sum equal to the amount of the balance of any sum he has undertaken to pay by regular instalments in accordance with the provisions of the Firemen's Pension Scheme which was outstanding immediately before he ceased to be employed as a fireman ; and

(*c*) the Minister receives from the fire authority by whom he was last employed as a fireman a transfer value calculated as hereinafter provided.

(2) The transfer value to be paid to the Minister in respect of any person to whom these rules apply shall be an amount equal to the transfer value which would have been payable under the provisions of the Local Government Superannuation (Transfer Value) Regulations, 1939(b), if that person, at the date when he ceased to be employed in fire service, had ceased to be a contributory employee within the meaning of the Act of 1937 under one local authority and been entitled to reckon his fire service as contributing service under the said Act and had become an employee under another local authority :

Provided that:—

(*a*) the transfer value shall be reduced by an amount which the person agrees to pay to the Minister in accordance with the provisions of sub-paragraph (*b*) (iii) of paragraph (1) of this rule ;

(*b*) for the purpose of calculating the transfer value the period of pensionable fire service which the person was entitled to reckon shall be increased by one-third ; and

(*c*) in respect of a person who has become employed in contributory service before the date of the coming into operation of these rules, the transfer value shall be calculated by reference to his age at that date.

(a) 52 & 53 Vict. c. 63.
(b) S.R. & O. 1939/329; Rev. XVII p. 847; 1939 II, p. 2604.

3. Part II of the Act of 1925 with respect to the calculation of the average salary of a teacher shall have effect as if the reference therein to contributory and recognised service includes a reference to the actual length of pensionable fire service of a person to whom these rules apply.

4. Where a person to whom these rules apply ceases to be employed in contributory service or dies, then, in computing the sum to which he or his legal personal representatives shall be entitled under Section 12 of the Act of 1925, there shall be included a sum equal to the amount the person would have been entitled to receive in respect of his service immediately before the date on which he became employed in contributory service.

5. For the purposes of Section 3 (1) (*c*) of the Act of 1925, as amended by Section 8 of the Act, any date on which a person to whom these rules apply became employed as a fireman shall be deemed to be a date on which he became employed in contributory service.

6.—(1) In this rule the expression—

(*a*) "the Teachers Modification Regulations" means the National Insurance (Modification of Teachers Pensions) Regulations, 1948(**a**);

(*b*) "new entrant" has the meaning assigned to that expression in the Teachers Modification Regulations; and

(*c*) "existing teacher" has the meaning assigned to that expression in the Teachers Modification Regulations.

(2) In the case of a person to whom these rules apply the modification for which the Teachers Modification Regulations provide—

(*a*) shall not apply if he was not subject to the provisions of the Firemen's Pension Scheme relating to the reduction of ordinary, short service and ill-health pensions (being provisions modifying the benefits provided by that Scheme in relation to an insured person);

(*b*) shall apply in the manner hereinafter prescribed by this rule if he was subject to the provisions mentioned in sub-paragraph (*a*) of this paragraph when he ceased to be employed as a fireman.

(3) Where, in accordance with the last foregoing paragraph of this rule, the Teachers Modification Regulations apply to any person, they shall apply as if any service which he becomes entitled to reckon as contributory service under rule 2 (1) of these rules, being service of which account would have been taken under the Firemen's Pension Scheme for the purpose of reducing any benefit to which the person might have been entitled under that Scheme had he continued to be subject thereto, were contributory service in respect of which he was subject to the provisions of the Teachers Modification Regulations relating to new entrants except that the provisions of those Regulations relating to existing teachers shall apply if—

(*a*) before becoming employed as a fireman that person had been subject to the Teachers Modification Regulations as an existing teacher; or

(*b*) he had while employed as a fireman elected to become subject to the modifying provisions of the Firemen's Pension Scheme.

Provided that in the case of a person to whom the foregoing sub-paragraph (*b*) applies but to whom the foregoing sub-paragraph (*a*) does not apply the

(**a**) S.I. 1948/889; Rev. XVI, p. 298; 1948 I, p. 2851.

Teachers Modification Regulations shall have effect as if the reference therein to that person's age at a given date were a reference to his age at the date which was relevant for the purposes of the Firemen's Pension Scheme.

Concur.

Edward Heath,
Dennis Vosper,
Two of the Lords Commissioners of Her Majesty's Treasury.

16th December, 1953.

Given under the Official Seal of the Minister of Education this 17th day of December, 1953.

(L.S.)

Florence Horsbrugh,
Minister of Education.

EXPLANATORY NOTE

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

The purpose of these Rules is to preserve the superannuation rights of persons who transfer from pensionable employment under the Firemen's Pension Scheme to pensionable employment under the Teachers (Superannuation) Acts by appropriate transfer value payments by the fire authority to the Minister of Education.

The Rules are made retrospective to a limited extent by the express powers of Section 2 of the Superannuation (Miscellaneous Provisions) Act, 1948.

1953 No. 928

The Teachers Superannuation (Welbeck College—Army) Scheme 1953

Draft laid before Parliament	14*th April,* 1953
Made - - - - -	8*th June,* 1953
Coming into Operation -	8*th June,* 1953

The Minister of Education, with the consent of the Treasury, in exercise of the powers conferred on her by Section 21 (1) (*b*) of the Teachers (Superannuation) Act, 1925(**a**), as amended by Section 9 of the Superannuation (Miscellaneous Provisions) Act, 1948(**b**), hereby makes the following Scheme :—

1. This Scheme may be cited as the Teachers Superannuation (Welbeck College—Army) Scheme, 1953, and shall come into operation on the date on which it is made.

2. The provisions of Part II of the Teachers (Superannuation) Act, 1925, as amended by any subsequent enactment shall apply to persons to be employed by the Army Council in the capacity of civilian teachers in the

(**a**) 15 & 16 Geo. 5. c. 59. (**b**) 11 & 12 Geo. 6. c. 33.