1956 No. 771

The Teachers Superannuation (Royal Naval Schools) Scheme, 1956

Laid before Parliament in draft
Made - - - - 23*rd May*, 1956
Coming into Operation 1*st June*, 1956

The Minister of Education with the consent of the Treasury, in exercise of the powers conferred on him by Section 21 (1) (*b*) of the Teachers (Superannuation) Act, 1925(**a**), as amended by Section 3 of the Teachers (Superannuation) Act, 1937(**b**), and Section 9 of the Superannuation (Miscellaneous Provisions) Act, 1948(**c**), hereby makes the following Scheme:—

1. This Scheme may be cited as the Teachers Superannuation (Royal Naval Schools) Scheme, 1956, and shall come into operation on the first day of June, 1956.

2. The Interpretation Act, 1889(**d**), shall apply for the purpose of the interpretation of this Scheme as it applies for the interpretation of an Act of Parliament.

3. In this Scheme, unless the context otherwise requires—

"the Act" means the Teachers (Superannuation) Act, 1925, as amended by any subsequent enactment;

"the Minister" means the Minister of Education;

"Royal Navy teaching service" means full-time service outside the United Kingdom in the capacity of a civilian teacher in the employment of the Admiralty;

"unhealthy place" means a country or place to which Section 42 of the Superannuation Act, 1949(**e**), applies or is deemed to have applied at the time of the service by virtue of any order made by the Treasury under that Section.

4. The provisions of Part II of the Act shall apply to persons engaged in the United Kingdom for employment in Royal Navy teaching service, as if such employment on or after the date of the coming into operation of this Scheme were contributory service for the purposes of the Act, but subject to the following modifications:—

(*a*) a person in Royal Navy teaching service on the date of the coming into operation of this Scheme who was in such service immediately before that date shall not be subject to this Scheme if within three months of that date, or such longer period as the Minister shall allow him, he gives notice in writing to the Minister of his wish not to be subject to the Scheme;

(**a**) 15 & 16 Geo. 5. c. 59. (**b**) 1 Edw. 8 & 1 Geo. 6. c. 47. (**c**) 11 & 12 Geo. 6. c. 33.
(**d**) 52 & 53 Vict. c. 63. (**e**) 12, 13 & 14 Geo. 6. c. 44.

(*b*) any person whose employment in Royal Navy teaching service on the *date* of the coming into operation of this Scheme is treated as contributory service under this Scheme shall also be entitled to have any previous employment in Royal Navy teaching service, if after the 31st day of August, 1953, treated as contributory service if within three months of the date of the coming into operation of this Scheme, or such longer period as the Minister shall allow him, he gives notice in writing to the Minister of his wish to that effect; and in that event there shall be such an adjustment of contributions as is needed by reason of the fact that the previous employment is treated as contributory service under this Scheme;

(*c*) Royal Navy teaching service for any period in an unhealthy place shall be treated as service for one-and-a-half times that period for the purpose of computing the amount of any superannuation allowance, additional allowance, or gratuity, but not for the purpose of ascertaining average salary;

(*d*) employer's contributions under Section 9 of the Act and the sums treated as having been paid by employers under paragraph 2 (*a*) of the Second Schedule to the Act shall be at double rates so far as they are in respect of Royal Navy teaching service in an unhealthy place;

(*e*) Foreign Service Allowances shall not be treated as salary in respect of contributory service.

Concur

Gerald Wills,
Peter Legh,
Two of the Lords Commissioners of Her Majesty's Treasury.

23rd May, 1956.

Given under the Official Seal of the Minister of Education this 17th day of May, 1956.

(L.S.)

David Eccles,
Minister of Education.

EXPLANATORY NOTE

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

Under this Scheme teachers engaged in the United Kingdom for service in Royal Naval Schools and Colleges abroad can have their service treated as contributory service under the Teachers (Superannuation) Acts.