

**Superannuation (Amendment) Scheme,  
Secondary and Preparatory Teachers'.**

MADE BY THE LORDS JUSTICES AND PRIVY COUNCIL OF NORTHERN  
IRELAND IN PURSUANCE OF SECTIONS 70 AND 71 OF THE  
EDUCATION ACT (NORTHERN IRELAND), 1923.

1926. No. 77.

Whereas a Scheme (hereinafter referred to as the Principal Scheme) dated 18th October, 1924, having been framed by the Ministry of Finance after consultation with the Ministry of Education in pursuance of Sections 70 and 71 of the Education Act (Northern Ireland), 1923 (in this Order referred to as the Act), was approved by Order of the Governor in Council on the 29th May, 1925:

And whereas it has been deemed desirable to amend the said Principal Scheme in certain particulars:

And whereas an amending Scheme to that end has been framed by the Ministry of Finance after consultation with the Ministry of Education, as provided by the afore-mentioned sections of the Act, which amending Scheme is set out in the Schedule to this Order:

And whereas the said amending Scheme has been laid before both Houses of Parliament and neither such House has, within the period prescribed in that behalf by section 71 of the Act as amended by section 4 of the Rules Publication Act (Northern Ireland), 1925, presented an address praying the Governor of Northern Ireland to withhold his assent from the said amending Scheme:

Now we the Lords Justices of Northern Ireland, by and with the advice of the Privy Council of Northern Ireland, in exercise of the powers conferred upon us by the said section 71 of the Act, do hereby approve of the said amending Scheme.

Given at the Council Chamber, Stormont Castle, this  
twenty-ninth day of July, one thousand nine hundred  
and twenty-six.

(Signed)

JAMES CRAIG.

H. M. POLLOCK.

R. DAWSON BATES.

J. M. ANDREWS.

E. M. ARCHDALE.

*Schedule.*

IN PURSUANCE OF SECTIONS 70 & 71 OF THE EDUCATION ACT (NORTHERN IRELAND), 1923, THE MINISTRY OF FINANCE FOR NORTHERN IRELAND AFTER CONSULTATION WITH THE MINISTRY OF EDUCATION FOR NORTHERN IRELAND HEREBY FRAMES THE FOLLOWING AMENDMENTS TO THE TEACHERS (SECONDARY AND PREPARATORY) SUPERANNUATION SCHEME, 1925 (HEREINAFTER REFERRED TO AS "THE PRINCIPAL SCHEME").

1. This amending scheme shall apply to teachers in Secondary and Preparatory Schools in Northern Ireland and may be cited as the Teachers (Secondary and Preparatory) Superannuation (Amendment) Scheme, 1926.

2. The definitions of the expressions "teacher" and "existing teacher" in the Principal scheme are hereby revoked and the following shall be substituted therefor:—

"The expression 'teacher' shall include all teachers who have been recognised as Secondary or Preparatory full-time teachers for the purpose of the Regulations dated 16th October, 1923, made by the Ministry of Education under Section 99 (2) of the Education Act or who may be hereafter so recognised under the said or any amending regulations (hereinafter referred to as the Salary Regulations) and shall, if the Ministry so determine, include any teacher retiring between the operative dates and 16th October, 1923, who was recognised as an eligible teacher under the Regulations governing the distribution of Interim Grant to Secondary Schools.

The expression 'existing teacher' shall mean a teacher who became entitled to salary on or before the 1st August, 1925."

3. Article 7 (2) of the original scheme is hereby revoked and the following shall be substituted therefor:—

"Teachers who having interrupted their service resume after a period not exceeding ten years may be admitted or readmitted to the scheme on the recommendation of the Ministry of Education."

4. Article 18 of the Principal Scheme is hereby revoked and the following shall be substituted therefor:—

"In the case of existing and approved-service teachers, any period of non-contributing service shall for the purpose of the scheme be reckoned at one-third of its actual duration; save that for the purposes of Article 11 (1) and Article 22, the actual duration shall not be so reduced."

5. Should a teacher who has received a gratuity under the provisions of Article 11 of the Principal Scheme re-enter the service, he may within such period as the Ministry may determine refund the amount of such gratuity together with compound interest thereon at the rate of 4 per cent. per annum calculated from the date of the receipt thereof, and his service prior to retirement shall thereupon be reckoned as service for the purposes of the Principal Scheme: provided that if such teacher does not repay such sum and interest as aforesaid he shall be regarded for the purposes of the scheme as a new entrant, and shall not be allowed to reckon for superannuation purposes any service prior to his so re-entering the service.

6. (1) In the event of the death of an existing or approved-service teacher to whom Article 13 (2) of the Principal Scheme does not apply solely by reason of the devaluation of his non-contributing service in accordance with the provisions of Article 18 of the said Principal Scheme, there shall be paid to his legal personal representatives whichever of the following amounts is the greater, that is to say, either the amount of all contributions paid by the teacher to the Fund together with compound interest thereon at the rate of three per cent. per annum, or an amount equal to one-thirtieth of the average annual salary of the teacher for the three years (or such shorter period as the Ministry may determine) immediately preceding retirement in respect of each year of the teacher's non-contributing service, together with one-tenth of such average annual salary in respect of each year of the teacher's contributing service.

(2) For the purposes of Article 13 of the Principal Scheme or this Article, a person who dies within twelve months of his retirement may, subject to such conditions as may appear to the Ministry of Finance be equitable, be regarded as having died whilst serving as a teacher.

7. Interest shall be calculated by yearly rests and for the purposes of such calculation all payments made under the Scheme within any financial year shall be deemed to have been made on the 30th September in that financial year.

8. This amending scheme shall be read with and purport and be deemed always to have formed part of the Principal Scheme and shall have effect accordingly.

Sealed with the Official Seal of the Ministry of Finance  
this 17th day of May, 1926, in the presence of

*G. C. Duggan,*

Assistant Secretary.

(L.S.)