

**Superannuation: Public Elementary Teachers.**

ORDER IN COUNCIL, DATED 26TH DAY OF MAY, 1939, APPROVING TEACHERS' SUPERANNUATION SCHEME FRAMED BY THE MINISTRY OF FINANCE IN PURSUANCE OF SECTIONS 70 AND 71 OF THE EDUCATION ACT (NORTHERN IRELAND), 1923.

1939. No. 81.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

ABERCORN.

WHEREAS a Scheme (hereinafter referred to as " the Principal Scheme ") dated the 17th day of May, 1926, was framed by the Ministry of Finance in consultation with the Ministry of Education, in pursuance of Section 70 of the Education Act (Northern Ireland), 1923 (hereinafter referred to as " the Act of 1923 "), and was approved by Order in Council on the 29th day of July, 1926 :

And whereas the Principal Scheme was amended by Amending Schemes dated the 26th day of April, 1927, the 21st day of July, 1927, the 5th day of December, 1929, and the 15th day of October, 1936, which were approved by Orders in Council on the 19th day of May, 1927, the 20th day of December, 1927, the 27th day of January, 1930, and the 23rd day of November, 1936, respectively :

And whereas the Principal Scheme as so amended is hereinafter referred to as " the Principal Scheme as amended " :

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

And whereas the Ministry of Finance in consultation with the Ministry of Education has, in pursuance of Sections 70 and 71 of the Act of 1923, framed a Scheme (hereinafter referred to as " the Amending Scheme ") for amending the Principal Scheme as amended, which Amending Scheme is set out in the Schedule to this Order :

And whereas the 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 of 1923, 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 Amending Scheme :

Now I, James Albert Edward, Duke of Abercorn, Knight of the Most Noble Order of the Garter, Knight of the Most Illustrious Order of St. Patrick, Governor of Northern Ireland, by and with

the advice of the Privy Council of Northern Ireland, in exercise of the powers conferred upon me by Section 71 of the Act of 1923, do hereby approve of the Amending Scheme.

Given at Government House, Hillsborough, this twenty-sixth day of May, 1939.

*Craigavon.*

*John M. Andrews.*

*T. W. Brown.*

*James Andrews.*

*A. B. Babington.*

*Basil Brooke.*

*J. H. Robb.*

*John F. Gordon.*

---

#### SCHEDULE.

---

In pursuance of Sections 70 and 71 of the Education Act (Northern Ireland), 1923, the Ministry of Finance, after consultation with the Ministry of Education, hereby frames the following scheme for amending the Public Elementary School Teachers' Superannuation Scheme, 1926 (hereinafter referred to as the "Principal Scheme"), as amended by the Compensated Model School Teachers' Superannuation Scheme, 1927, the Compensated Model School Teachers' (Amendment) Scheme, 1927, the Teachers' (Public Elementary) Superannuation (Amendment) Scheme, 1930, and the Teachers' (Public Elementary) Superannuation (Amendment) Scheme, 1936.

1. With effect from the 1st day of July, 1939, the first paragraph of Article 2 of the Principal Scheme shall be revoked and the following substituted therefor:—

"In this Scheme the expression 'teacher' shall include all persons recognised by the Ministry of Education as full-time teachers, or as substitutes for full-time teachers, in Public Elementary Schools in Northern Ireland and receiving salary directly from that Ministry, other than persons who are recognised exceptionally and only for short periods as teachers or substitutes.

Provided, however, that a person to whom a gratuity has been awarded under Article 7, or whose contributions have been returned under Article 8, and who does not elect to repay to the fund the gratuity or contributions as the case may be (together with the prescribed interest) may, on being recognised for a period of service as substitute, elect to be exempted from re-admission to the Scheme in respect of that and any subsequent period of service as substitute."

2. In line 4 of Article 4 (2) of the Principal Scheme for the word "ten" there shall be substituted the word "fifteen."

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

3. The following words shall be added to Article 7 (1) of the Principal Scheme:—

"Provided, however, that where on or after the 31st day of March, 1939, owing to insufficiency of average attendance—

(a) grants are withdrawn from a school, the principal teacher of which has no claim under the terms of his or her appointment to recognition as privileged assistant in a neighbouring school to which the pupils are transferred; or

Superannuation : Secondary and Preparatory Teachers · 145

(b) grants are withdrawn from an assistant teacher as such or from a junior assistant mistress ; or

(c) the salary of a junior assistant mistress is reduced from a figure in the appropriate scale to a lower fixed rate ;

the principal or assistant teacher, or junior assistant mistress, as the case may be, if at least fifty-one years of age at the date of the withdrawal or reduction, shall be entitled to retire and receive a pension."

4. This Scheme may be cited as the Teachers (Public Elementary) Superannuation (Amendment) Scheme, 1939.

Sealed with the Official Seal of the Ministry of Finance this  
14th day of March, 1939, in the presence of

(L.S.)

*G. C. Duggan,*  
Assistant Secretary.

---

**Superannuation: Secondary and Preparatory Teachers.**

ORDER IN COUNCIL, DATED 31ST AUGUST, 1939, APPROVING  
TEACHERS' SUPERANNUATION SCHEME FRAMED BY THE MINISTRY  
OF FINANCE IN PURSUANCE OF SECTIONS 70 AND 71 OF THE  
EDUCATION ACT (NORTHERN IRELAND), 1923.

1939. No. 122.

BY THE GOVERNOR IN THE PRIVY COUNCIL OF NORTHERN IRELAND.

ABERCORN.

---

WHEREAS a Scheme (hereinafter referred to as " the Principal Scheme ") dated the 11th day of March, 1925, was framed by the Ministry of Finance in consultation with the Ministry of Education, in pursuance of Section 70 of the Education Act (Northern Ireland), 1923 (hereinafter referred to as " the Act of 1923 "), and was approved by Order in Council on the 29th day of May, 1925 :

AND WHEREAS the Principal Scheme was amended by Amending Schemes dated the 17th day of May, 1926, the 25th day of November, 1929, the 15th day of October, 1936, and the 19th day of July, 1937, which were approved by Orders in Council on the 29th day of July, 1926, the 27th day of January, 1930, the 23rd day of November, 1936, and the 19th day of November, 1937, respectively :

AND WHEREAS the Principal Scheme as so amended is hereinafter referred to as " the Principal Scheme as amended."

AND WHEREAS it has been deemed desirable to amend the Principal Scheme as amended in certain particulars :