

1973. No. 483

[NC]

ULSTER SPECIAL CONSTABULARY

Pensions

REGULATIONS, DATED 26TH NOVEMBER 1973, MADE BY THE SECRETARY OF STATE UNDER THE SPECIAL CONSTABLES ACT 1914, AS EXTENDED AND AMENDED BY THE CONSTABULARY ACT (NORTHERN IRELAND) 1922.

In exercise of the power conferred on me by the Special Constables Act 1914(a) (as extended and amended by section 8 of the Constabulary Act (Northern Ireland) 1922(b)), section 4(4) of the Constabulary (Pensions) Act (Northern Ireland) 1949(c) and section 1(1) of the Northern Ireland (Temporary Provisions) Act 1972(d), I hereby make the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Ulster Special Constabulary Pensions (Lump Sum Payments to Widows) Regulations 1973 and shall have effect from 26th November 1973.

Interpretation

2.—(1) These Regulations shall be construed as one with the Ulster Special Constabulary Pensions Regulations 1950(e) which shall have effect as if Regulation 3 were included therein.

(2) In these Regulations any reference to a Regulation is a reference to a Regulation of the said Regulations of 1950.

Entitlement to gratuity

3.—(1) This Regulation shall apply to a widow who has attained the age of 60 years on or before 2nd December 1973 and is in receipt of a pension increased under any of the following provisions of the Ulster Special Constabulary Pensions Regulations 1950, namely—

- (a) Regulation 15 (discretionary increase in widow's ordinary pension);
- (b) Regulation 17 (discretionary increase in widow's special pension), or
- (c) Regulation 21 (awards to widows whose husbands died before 5th July 1948), where the increase is payable in respect of a period which includes a day in the week beginning with 26th November 1973.

(2) Except where a widow to whom this Regulation applies is entitled to a payment under section 1(1) of the Pensioners' Payments and National Insurance Act 1973(f), the Police Authority for Northern Ireland shall pay her a gratuity of £10.

(3) For the purposes of Regulation 34 (prevention of duplication), a gratuity under this Regulation shall be ignored.

Dated this 26th day of November 1973.

W. S. I. Whitelaw,
One of Her Majesty's Principal
Secretaries of State.

(a) 4 & 5 Geo. 5 c. 61.
(b) 12 & 13 Geo. 5 c. 8 (N.I.).
(c) 1949. c. 9.

(d) 1972. c. 22.
(e) S.R. & O. (N.I.) 1950, No. 97.
(f) 1973. c. 61.

EXPLANATORY NOTE

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

The Ulster Special Constabulary pensions scheme provides for discretionary increases in the police pensions of the widows of former members of the Ulster Special Constabulary where the widow would have been entitled to widow's benefit or a retirement pension under the National Insurance Acts (Northern Ireland) had her husband satisfied the contribution conditions therefor or where he died before 5th July 1948 (when the National Insurance Act (Northern Ireland) 1946 (c. 23) came into operation).

These Regulations provide for the payment of a gratuity of £10 in the case of a widow in receipt of such a discretionary increase in her police widow's pension during the week beginning with 26th November 1973 if she has attained the age of 60 years before the end of that week but is not entitled to a payment under section 1(1) of the Pensioners' Payments and National Insurance Act 1973.