

Status: Point in time view as at 10/12/2014.

Changes to legislation: There are currently no known outstanding effects for the Public Libraries and Museums Act 1964, SCHEDULE 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 11.

SUPERANNUATION AND OTHER BENEFITS IN CASES OF TRANSFER ETC.

- 1 (1) F1
(4) F2

Textual Amendments

- F1** Sch. 1 paras. 1(1)(2)(3), 3 repealed with saving by S.I. 1974/520, **Sch. 19 Pt. II** and 1977/1341, Sch. 6 Pt. I
F2 Sch. 1 para. 1(4) repealed by Superannuation Act 1972 (c. 11), **Sch. 8**

- 2 F3

Textual Amendments

- F3** Sch. 1 para. 2 repealed by Superannuation Act 1972 (c. 11), Sch. 7 para. 5(1), **Sch. 8**

- 3 F4

Textual Amendments

- F4** Sch. 1 paras. 1(1)(2)(3), 3 repealed with saving by S.I. 1974/520, **Sch. 19 Pt. II** and 1977/1341, Sch. 6 Pt. I

- 4 (1) Where a joint board established under section 5 of this Act is dissolved, and at any time before its dissolution a gratuity by way of periodical payments or an annuity—
- (a) was granted to any person by the board on his ceasing to be employed by the board, or
 - (b) was granted to the [^{F5}surviving spouse or surviving civil partner] or any other dependant of a person who died while in the employment of the board, or who died during the currency of such a gratuity granted to him as mentioned in paragraph (a) above,
- and, if the board had not been dissolved at that time, one or more payments in respect of that gratuity would under the terms of the grant have fallen to be made by the board after that time (whether the board would have been obliged to make those payments or not), those payments shall be made by such authority (being one of the authorities which on the dissolution of the board again become library authorities) as the Secretary of State may determine.
- (2) Without prejudice to sub-paragraph (1) above, where for the purposes of any pensions provision the board, if it had not been dissolved, would at any time after the

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date on which it is dissolved have been the employing authority or former employing authority in relation to—

- (a) a person who before that time died while in the employment of the board, or otherwise ceased to be employed by the board; or
- (b) the [^{F5}surviving spouse or surviving civil partner] or any other dependant of such a person,

such authority (being one of the authorities which on the dissolution of the board again become library authorities) as the Secretary of State may determine shall be treated as being at that time the employing authority or former employing authority for those purposes in relation to that person, or to that person's [^{F5}surviving spouse or surviving civil partner] or other dependant, as the case may be.

Textual Amendments

F5 Words in [Sch. 1](#) substituted (10.12.2014) by [The Marriage \(Same Sex Couples\) Act 2013 \(Consequential and Contrary Provisions and Scotland\)](#) and [Marriage and Civil Partnership \(Scotland\) Act 2014 \(Consequential Provisions\) Order 2014 \(S.I. 2014/3168\)](#), art. 1(2)(3), **Sch. para. 5**

Modifications etc. (not altering text)

C1 Functions of Secretary of State, so far as exercisable on the dissolution of a joint board whose area does not include any part of Wales, exercisable as from 29.4.1986 to 2.7.1992 by the Lord President of the Council and as from 3.7.1992 again exercisable by the Secretary of State, by virtue of [S.I. 1979/907, art. 3\(2\)](#); 1981/207, art. 2 Sch. 1 Pt. I; 1983/879, arts. 4(1)(2), 11; 1984/1814, arts. 2(1), 7, Sch. 1 Pt. I; 1986/600, arts. 2(1), 7, Sch. 1 Pt. I; 1992/1311 arts. 3, 12(4), Sch.1

5 In this Schedule—

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^{F6}

“pensions provision” means a provision relating to pensions contained in or made under a general or local Act.

Textual Amendments

F6 Definition of “pensions” repealed with saving by [S.I. 1974/520, Sch. 19 Pt. II](#) and 1977/1341, Sch. 6 Pt. I

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