SCHEDULES

SCHEDULE 2

TRANSITORY PROVISIONS

PART III

MODIFICATION OF PART II IN RELATION TO SERVICE BEFORE APRIL 1973

19 In the cases specified in paragraphs 14 and 15 above Part II of this Act shall have effect subject to the modifications in this Part of this Schedule.

Widow's pension

20 In section 19(3) for "one half" substitute " one third ".

Children's pension

21 In section 22 for subsections (2) and (3) substitute—

"(2) Where the deceased leaves no widow and, if he leaves a widow, after her death, the annual amount of a children's pension—

(a) while the persons for whose benefit it can enure are three or more in number, may amount to one-third of the annual amount of the personal pension;

(b) while the said persons are two in number, may amount to one-quarter of the annual amount of the personal pension;

(c) while there is only one such person, may amount to one-sixth of the annual amount of the personal pension.

(3) Subject to the provisions of the next succeeding subsection where the deceased leaves a widow, the annual amount of a children's pension during her life—

(a) while the persons for whose benefit it can enure are four or more in number, may amount to one-third of the annual amount of the personal pension;

(b) while the said persons are three in number, may amount to one-quarter of the annual amount of the personal pension;

(c) while the said persons are two in number, may amount to one-sixth of the annual amount of the personal pension;

(d) while there is only one such pension, may amount to one-twelfth of the annual amount of the personal pension."

Contributions

22 Neither section 23, nor any regulations under that section, shall apply, and except where section 24 applies (judicial office held by a woman) contributions towards the cost of any pension or pensions under section 19 or 22 of this Act shall be made in accordance with paragraph 23 below.

23 (1) The contribution shall take the form of a reduction in the lump sum which may be granted under section 17 of this Act in respect of the man's service.

(2) The amount of the contribution shall be equal to the annual amount of the personal pension:

Provided that where the man last had a wife at a time before the end of his relevant service (leaving out of account any marriage after the end of that service) the amount of that contribution shall be the annual amount of the personal pension—

(a) multiplied by the number of years of his relevant service completed before that time, and

(b) divided by the number of his years of relevant service completed in all.

(3) No contribution shall be made in the case of a man who at no time during his relevant service had a wife.

Changes to legislation:
There are currently no known outstanding effects for the Judicial Pensions Act 1981, Part III.