
STATUTORY INSTRUMENTS

1957 No. 1155

The Superannuation (English Local Government and Northern Ireland Civil Service) Interchange Rules 1957

PART III

Transfer from the Civil Service of Northern Ireland to Local Government Service

Continuation of payments made with a view to adding to, or enhancing the value of, previous service

8.—(1) Where any person to whom rule 5 of these rules has become applicable was, at the time when he ceased to be employed as a civil servant, in the course of making payments (other than those to which paragraph (2) of this rule applies) by way of—

- (a) instalments in discharge of a fixed sum; or
- (b) contributions of a fraction or percentage of emoluments additional to any percentage payable in respect of current service,

as a condition of being entitled to reckon the service in relation to which those payments were being made as a period of reckonable service for the purposes of the Superannuation Acts, or as a condition of increasing the length at which the said service would be reckonable for the purpose of calculating a benefit under the Superannuation Acts, he shall be entitled, if he repays forthwith to the authority maintaining the superannuation fund to which he is a contributor in his new employment a sum equal to any sum paid to him by way of return of such payments on or after ceasing to be employed as a civil servant, to make payments and, in respect of the service in respect of which the payments were being made, shall enjoy rights and be subject to liabilities as if in his previous employment he had been, instead of a civil servant, a local Act contributor.

(2) Where any person to whom rule 5 of these rules has become applicable was in the course of making payments in respect of added years he shall be entitled, if he repays forthwith to the authority maintaining the superannuation fund to which he is a contributor in his new employment a sum equal to any sum paid to him by way of return of such payments as aforesaid on or after ceasing to be employed as a civil servant, to pay the outstanding payments in the manner in which they would have been payable if he had remained in his employment as a civil servant and, in respect of the added years in respect of which those payments are made, shall enjoy rights and be subject to liabilities as if those years were added years in respect of which payments are being made in his new employment under regulation 12 of the benefits regulations or, if in his new employment he is subject to a local Act scheme, under such provisions corresponding to the said regulation 12 or to regulation 5 of the Local Government Superannuation (Reckoning of Service on Transfer) Regulations, 1954(1), as are contained in that scheme.