

1966 No. 1228 (S. 90)

SOCIAL SECURITY

The National Insurance (Modification of Local Government Superannuation Schemes) (Scotland) Amendment Regulations 1966

<i>Made</i>	- - -	22nd September 1966
<i>Laid before Parliament</i>		29th September 1966
<i>Coming into Operation</i>		5th October 1966

In exercise of the powers conferred on me by section 110 of the National Insurance Act 1965(a), having been determined by the Treasury to be the appropriate Minister to make regulations under that section for modifying schemes for the provision of pensions and other benefits established under the Local Government Superannuation (Scotland) Acts 1937 to 1953(b), or a local Act, I hereby make the following regulations:—

Citation and Commencement

1. These regulations may be cited as the National Insurance (Modification of Local Government Superannuation Schemes) (Scotland) Amendment Regulations 1966 and shall come into operation on 5th October 1966.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires—

“the principal regulations” means the National Insurance (Modification of Local Government Superannuation Schemes) No. 2 (Scotland) Regulations 1961(c);

“the 1963 regulations” means the National Insurance (Modification of Local Government Superannuation Schemes) (Scotland) Regulations 1963(d); and other expressions have the same meanings as in the principal regulations.

(2) References in these regulations to the provision of any enactment, scheme, order or regulation shall, unless the context otherwise requires, be construed as references to these provisions as amended, modified, extended, applied or re-enacted by any subsequent enactment, scheme, order or regulation, including these regulations.

(3) The Interpretation Act 1889(e) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Amendment of Regulation 2 of the Principal Regulations

3. In regulation 2(1) of the principal regulations—

(a) after the definition of “local Act contributor” there shall be inserted the following definition—

“‘maximum graduated remuneration’ means, for any period of employment or part of a period prior to 6th January 1964, seven

(a) 1965 c. 51.

(b) 1937 c. 69; 1939 c. 18; 1953 c. 25.

(c) S.I. 1961/492 (1961 I, p. 1125).

(d) S.I. 1963/2049 (1963 III, p. 4340).

(e) 1889 c. 63.

hundred and eighty pounds per annum, and for any period of employment or part of a period commencing on or after that date the maximum annual amount on which, during that period or part, graduated contributions were payable for any one employment under section 1(1)(b) of the Act of 1959 or section 4(1) of the National Insurance Act 1965, except that for any period or part of a period of employment after 4th October 1966 the expression means the maximum annual amount on which such contributions would have been payable under the said section 4(1) before any amendment thereof by section 1 of the National Insurance Act 1966(a)";

(b) in the definition of "participating employment" after the words "does not include any period" there shall be inserted the words "of non-participating employment or".

Amendment of Regulation 4 of the Principal Regulations

4. In regulation 4(a) of the principal regulations (which provides for the reduction of superannuation contributions) as amended by the 1963 regulations for the words "the maximum annual amount on which graduated contributions can be paid for one employment under section 1(1)(b) of the Act of 1959", there shall be substituted the words "the maximum graduated remuneration for the time being; or".

Amendment of Regulation 9 of the Principal Regulations

5.—(1) In regulation 9(3) of the principal regulations (which provides for payments for added years and additional contributory payments) as amended by the 1963 regulations for the words "the maximum annual amount on which graduated contributions could have been paid in the period in question for one employment under section 1(1)(b) of the Act of 1959", there shall be substituted the words "the maximum graduated remuneration in force at the time when consent to the making of the payments was given".

(2) In regulation 9(4) of the principal regulations for the words "the maximum annual amount on which graduated contributions could have been paid in the period in question for one employment under section 1(1)(b) of the Act of 1959", there shall be substituted the words "the maximum graduated remuneration".

Amendment of Regulation 11 of the Principal Regulations

6. In regulation 11(2) of the principal regulations (which provides for the reduction of transfer values) as amended by the 1963 regulations for the words "the maximum annual amount on which graduated contributions could have been paid in the period in question for one employment under section 1(1)(b) of the Act of 1959", there shall be substituted the words "the maximum graduated remuneration".

Amendment of Regulation 14 of the Principal Regulations

7. In regulation 14(a) of the principal regulations (which provides for the calculation of reductions in retirement benefits) as amended by the 1963 regulations for the words "the maximum annual amount on which graduated

contributions could have been paid for the said year for one employment under section 1(1)(b) of the Act of 1959", there shall be substituted the words "the maximum graduated remuneration".

William Ross,
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

22nd September 1966.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend the National Insurance (Modification of Local Government Superannuation Schemes) No. 2 (Scotland) Regulations 1961, as amended by the National Insurance (Modification of Local Government Superannuation Schemes) (Scotland) Regulations 1963, under which the superannuation contributions and pensions of local government employees who are not contracted out of the graduated pension part of the National Insurance scheme are reduced to take account of the contributions and benefits payable thereunder. These regulations exclude from such adjustment the additional contributions and benefits payable in consequence of the National Insurance Act 1966.