

## 1966 No. 1523

## NATIONAL HEALTH SERVICE, ENGLAND AND WALES

**The National Health Service (Superannuation) (Amendment)  
Regulations 1966**

*Laid before Parliament in Draft*

*Made - - - - 2nd December 1966*

*Coming into Operation for all  
purposes of Regulation 41 - 1st January 1967*

*Coming into Operation for all  
other purposes - - - 15th December 1966*

The Minister of Health in exercise of his powers under section 67(1) of the National Health Service Act 1946(a), and of any other powers enabling him in that behalf, hereby makes the following regulations in the terms of a draft approved by a resolution of each House of Parliament:—

*Citation and Commencement*

1.—(1) These regulations may be cited as the National Health Service (Superannuation) (Amendment) Regulations 1966.

(2) The National Health Service (Superannuation) Regulations 1961(b) and these regulations may be cited together as the National Health Service (Superannuation) Regulations 1961 and 1966.

(3) Regulation 41 of these regulations shall come into operation on 1st January 1967 and the remaining provisions of these regulations shall come into operation fourteen days after these regulations have been approved by resolution of each House of Parliament.

*Interpretation*

2.—(1) In these regulations, unless the context otherwise requires “the principal regulations” means the National Health Service (Superannuation) Regulations 1961 and other words and expressions used have the same meanings as in the principal regulations.

(2) In these regulations, unless the context otherwise requires, references to any enactment shall be construed as references to that enactment as amended, extended or applied by any other enactment including these regulations.

(3) The Interpretation Act 1889(c) applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

*Amendments relating to benefits in respect of service as a practitioner*

3.—(1) In regulation 2(1) of the principal regulations (which defines expressions used in the regulations), in the definition of “practitioner” the words

---

(a) 9 & 10 Geo. 6. c. 81.  
(c) 52 & 53 Vict. c. 63.

(b) S.I. 1961/1441 (1961 II, p. 2824).

" and a person rendering part-time specialist services pursuant to section 3 of the Act (which relates to the provision of hospital and specialist services) " shall be omitted.

(2) In regulation 62 of the principal regulations (which applies the regulations to practitioners) the words " save in so far as he is a person rendering specialist services pursuant to section 3 of the Act (which relates to hospital and specialist services)," and the words " other than a person rendering specialist services pursuant to section 3 of the Act," shall be omitted.

4. Regulation 9 of the principal regulations (which lays down scales of pension and retiring allowance) shall be amended as follows:—

(a) For paragraphs (3) and (4) there shall be substituted the following paragraphs:—

" (3) The pension to be paid to an officer whose service includes service as a practitioner shall—

(a) in respect of the service otherwise than as a practitioner, be on the scale set out in paragraph (1) of this regulation except the proviso thereto, and

(b) in respect of the service as a practitioner, be on the scale set out in regulation 66(2)(a),

and regulation 66(5) shall apply in relation to such an officer as it applies in relation to a practitioner.

(4) The retiring allowance to be paid to an officer whose service includes service as a practitioner shall be a sum equal to the aggregate of the following amounts, namely:—

(a) in respect of the service otherwise than as a practitioner, a sum calculated in accordance with paragraph (2) of this regulation except provisos (d) and (e) thereto, and

(b) in respect of the service as a practitioner, a sum calculated in accordance with regulation 66(2)(b), and regulation 66(6) shall apply in relation to such an officer as it applies in relation to a practitioner."

(b) In paragraph (5) for the words " in accordance with the provisions of proviso (a) to paragraph (2) or proviso (i) to paragraph (4) of this regulation, or the corresponding provisions of the previous regulations " there shall be substituted the words " on the basis that a widow's pension may become payable under these regulations in respect of his service ", and for the words " a person to whom the said provisions applied " there shall be substituted the words " a person in respect of whose service a widow's pension might become payable ".

(c) In paragraph (7) the words " or proviso (iii) to paragraph (4) " shall be omitted.

5. In regulation 13(1) of the principal regulations (which relates to death gratuities), for proviso (iii)(iii) as renumbered by these regulations there shall be substituted the following:—

" (iii) in respect of service as a practitioner (other than service deemed to be so reckonable under regulation 66(3)(b)) a sum equal to three times the annual amount of a pension calculated under regulation 66(2)(a) in respect of that service or, if a widow's pension is payable under these regulations in respect of his death, a sum equal to that amount; "

6. At the end of regulation 41 of the principal regulations (which provides for separate benefits in the case of certain re-employed pensioners) there shall be added the following paragraph:—

“(7) In calculating the benefit payable to a practitioner to whom this regulation applies no account shall be taken for the purpose of regulation 66(2)(a) of any service prior to the date of his last becoming an officer.”.

7. In regulation 44(3) of the principal regulations (which relates to the benefits of officers not exercising certain options) for the words in proviso (i) from “and in the case of any year of contributing service as a practitioner” to the end of the proviso there shall be substituted the words “and in the case of any service as a practitioner where such allowance falls to be calculated in accordance with regulation 66(2)(b)(i), one-and-one-half per cent. shall be substituted for one-half per cent. in respect of each such year of contributing service or service as a practitioner and three-quarters per cent. shall be substituted for one-quarter per cent. in respect of each such year of non-contributing service;”.

8. For regulation 66 of the principal regulations (which provides scales of pension and retiring allowance for practitioners) there shall be substituted the following regulation:—

“*Scales of pension and retiring allowance for a practitioner*

66—(1) Subject to the provisions of these regulations—

- (a) the pension to be paid to a practitioner whose service does not include any service otherwise than as a practitioner shall be on the scale set out in paragraph (2)(a) of this regulation, and paragraph (3) of this regulation shall apply in relation to such a practitioner;
- (b) the retiring allowance to be paid to a practitioner whose service does not include any service otherwise than as a practitioner shall be a sum calculated in accordance with paragraph (2)(b) of this regulation, and paragraph (4) of this regulation shall apply in relation to such a practitioner;
- (c) the pension to be paid to a practitioner whose service includes service otherwise than as a practitioner shall—
  - (i) in respect of the service as a practitioner, be on the scale set out in paragraph (2)(a) of this regulation, and
  - (ii) in respect of the service otherwise than as a practitioner, be on the scale set out in regulation 9(1), except the proviso thereto, by reference to his average remuneration at the date on which he last ceased to be employed in such other capacity, and paragraph (5) of this regulation shall apply in relation to such a practitioner;
- (d) the retiring allowance to be paid to a practitioner whose service includes service otherwise than as a practitioner shall be a sum equal to the aggregate of the following amounts, namely—
  - (i) in respect of the service as a practitioner, a sum calculated in accordance with paragraph (2)(b) of this regulation, and
  - (ii) in respect of the service otherwise than as a practitioner, a sum calculated in accordance with regulation 9(2), except provisos (d) and (e) thereto, by reference to his average remuneration at the date on which he last ceased to be employed in such other capacity,

and paragraph (6) of this regulation shall apply in relation to such a practitioner.

- (2)(a) The pension to be paid in respect of service which is reckonable under these regulations as service as a practitioner shall be calculated by reference to the service so reckoned in any financial year and shall, in respect of service in each year shown in column (1) of the table hereunder, be the percentage of the remuneration for that service shown opposite thereto in column (2).

Financial years including any service as a practitioner (1)	Percentage of remuneration for that service (2)
The first ten such years	1½ per cent.
The second ten such years	1¾ „ „
The third ten such years	2 „ „
The fourth ten such years	2¼ „ „
Any such year after the fortieth	2½ „ „

For the purposes of this sub-paragraph—

- (i) there shall be regarded as financial years mentioned in column (1) of the table any financial years during which a practitioner was engaged in national service, being years immediately following any financial year so mentioned; but otherwise no account shall be taken of any financial year during which there was no service which is reckonable as service as a practitioner, and
  - (ii) remuneration paid during any financial year for service as a practitioner shall be regarded as being remuneration for such service in that year or, if there was no such service in that year, in the last preceding year in which there was any such service.
- (b) The retiring allowance to be paid in respect of service as a practitioner shall be—
- (i) in the case of a married male practitioner in respect of whose service a widow's pension may become payable under these regulations, a lump sum equal to the annual amount of a pension calculated under paragraph (2)(a) of this regulation in respect of that service;
  - (ii) in the case of a practitioner entitled to a pension who is a widower or who is divorced or judicially separated from his wife and who satisfies the description contained in paragraph (7) of this regulation, an amount equal to three times the annual amount of a pension calculated under paragraph (2)(a) of this regulation in respect of the service as a practitioner since the date of his wife's death, divorce or separation, as the case may be, or, if immediately before her death, divorce or separation the wife was a person to whom proviso

(iv) to regulation 14(1) would have applied in the circumstances mentioned in that regulation, the date on which she first became such a person, and an amount equal to the annual amount of a pension calculated under that paragraph in respect of his service before that date;

(iii) in any other case an amount equal to three times the annual amount of a pension calculated under paragraph (2)(a) of this regulation in respect of that service;

and for the purposes of this sub-paragraph no account shall be taken of service which under paragraph (3)(b) of this regulation is deemed to be service as a practitioner.

(3) In calculating the pension to be paid to a practitioner whose service does not include any service otherwise than as a practitioner and—

(a) whose service exceeds forty-five years, the pension shall be calculated by reference to the last forty-five years' service;

(b) who is entitled to a pension under regulation 8(1)(a)(i) and whose service is less than twenty years, his service as a practitioner shall be deemed to have continued until he had completed twenty years of such service or such lesser period as he could have completed by the age of sixty-five or by any greater age which the Minister may have allowed in his case under regulation 7(4) as substituted by regulation 63(1); and the remuneration in respect of that deemed service shall be taken to be at a rate equivalent to the average rate of his remuneration during the period of his actual service as a practitioner.

(4) In calculating the retiring allowance to be paid to a practitioner whose service does not include any service otherwise than as a practitioner and—

(a) whose service exceeds forty-five years, the sum to be calculated under paragraph (2)(b) of this regulation shall be calculated by reference to the last forty-five years' service;

(b) to whom no pension is payable, if the amount of the retiring allowance calculated under paragraph (2)(b) of this regulation is less than the amount of his contributions together with compound interest thereon, the allowance shall be increased by the amount of the deficiency;

(c) whose retiring allowance has been calculated on the basis that a widow's pension may become payable under these regulations in respect of his service, and the practitioner's wife has become a person to whom proviso (iv) to regulation 14(1) would apply in the circumstances mentioned in that regulation, there shall be paid to the practitioner a sum equal to two-thirds of the difference between the amount of the retiring allowance so paid to him and the amount of the retiring allowance which would have been paid to him had he not been a person in respect of whose service a widow's pension might become payable;

(d) the amount of the retiring allowance, together with the capital value of any pension to which he may also have become entitled, is less than the amount of his average remuneration, then, if he requests the Minister in writing to apply this provision in his case, the Minister may either increase the amount of the retiring allowance by the amount of the capital value of the death gratuity

and of any widow's pension which would apart from this provision become payable on his death, or increase the amount of any such pension as aforesaid by an equivalent annual sum, and if the Minister exercises this discretion, no death gratuity or widow's pension shall be payable in respect of him.

(5) In calculating the pension to be paid to a practitioner whose service includes service otherwise than as a practitioner and—

(a) whose contributing service, together with his non-contributing service (if any) reckoned at half its length, exceeds forty-five years, the pension shall be calculated by reference to the last forty-five years' actual service, any non-contributing service within that period being reckoned as contributing service;

(b) who is entitled to a pension under regulation 8(1)(a)(i) and whose aggregate service as a practitioner and as an officer other than a practitioner is less than twenty years, any non-contributing service being reckoned at half its length and any concurrent periods of employment being regarded as a single employment, his aggregate service as aforesaid shall be increased in the manner provided in paragraph (3)(b) of this regulation, the period of service as a practitioner and as an officer other than a practitioner each being increased by the same proportion as the aforesaid aggregate service is increased, and the remuneration in respect of the deemed service as a practitioner shall be calculated in accordance with that paragraph.

(6) In calculating the retiring allowance to be paid to a practitioner whose service includes service otherwise than as a practitioner and—

(a) whose contributing service, together with his non-contributing service (if any) reckoned at half its length, exceeds forty-five years, the amount of the allowance shall be calculated by reference to the last forty-five years' actual service, any non-contributing service within that period being reckoned as contributing service;

(b) to whom no pension is payable, if the amount of the retiring allowance is less than the amount of his contributions, together with compound interest thereon, the allowance shall be increased by the amount of the deficiency;

(c) whose retiring allowance has been calculated on the basis that a widow's pension may become payable under these regulations in respect of his service and the practitioner's wife has become a person to whom proviso (iv) to regulation 14(1) would apply in the circumstances mentioned in that regulation, there shall be paid to the practitioner a sum equal to two-thirds of the difference between the amount of the retiring allowance so paid to him and the amount of the retiring allowance which would have been paid to him had he not been a person in respect of whose service a widow's pension might become payable;

(d) the amount of the retiring allowance, together with the capital value of any pension to which he may also have become entitled, is less than the amount of his average remuneration, then, if he requests the Minister in writing to apply this provision in his case, the Minister may either increase the amount of the retiring allowance by the amount of the capital value of the death gratuity and of any widow's pension which would apart from this provision become payable on his death, or increase the amount of any such

pension as aforesaid by an equivalent annual sum, and if the Minister exercises this discretion, no death gratuity or widow's pension shall be payable in respect of him.

(7) A practitioner to whom paragraph (2)(b)(ii) of this regulation refers is a practitioner (other than a practitioner who married in such circumstances that his wife could not become entitled to a widow's pension by reason of proviso (ii) or proviso (iv) to regulation 14(1) or the corresponding provision of the previous regulations) whose wife died or was divorced or judicially separated from him—

- (a) on or after the date on which he first became subject to these regulations or the previous regulations in whatever capacity; or
- (b) while he was subject to a superannuation scheme the service reckonable in which is reckonable by him for the purposes of these regulations, and which provided a widow's pension as one of its benefits; or
- (c) during the period between his leaving employment in which he was subject to any such scheme as is mentioned in the last preceding sub-paragraph and his entry into employment in which he became subject to these regulations or the previous regulations as aforesaid.”.

9. Regulation 67 of the principal regulations (which relates to gratuities payable to certain practitioners) shall be amended as follows:—

(a) For paragraph (1)(a) there shall be substituted the following sub-paragraph:—

“(a) in respect of service as a practitioner (other than service deemed to be so reckonable under regulation 66(3)(b)) a sum equal to three times the annual amount of a pension calculated under regulation 66(2)(a) in respect of that service or, if a widow's pension is payable under these regulations in respect of his death, a sum equal to that amount;”.

(b) For paragraph (2)(c) there shall be substituted the following sub-paragraph:—

“(c) paragraphs (4) and (6) of regulation 66”.

10. For regulation 68 of the principal regulations there shall be substituted the following regulation:—

*“Treatment of prior service as an officer in certain cases*

68. Where any person on first becoming a practitioner other than an assistant practitioner is entitled under these regulations to reckon service otherwise than as a practitioner which does not exceed ten years contributing service, any non-contributing service being reckoned at half its length, such service shall, unless the practitioner later has service otherwise than as a practitioner amounting to one year's contributing service or more, be treated for the purposes of these regulations as if it were service as a practitioner, any non-contributing service being reckoned as aforesaid and remuneration received in respect of that non-contributing service being reckoned at half its actual amount.”.

11. For regulation 69(1) of the principal regulations (which relates to concurrent employments as an officer and as a practitioner) there shall be substituted the following paragraph:—

“(1) Where a practitioner, or any other officer with previous service as a practitioner, is entitled to reckon under these regulations service otherwise than as a practitioner amounting in all to a period of less than a year’s contributing service, any non-contributing service being reckoned at half its length, such period of service shall be treated for the purposes of these regulations as if it were service as a practitioner, any non-contributing service being reckoned as aforesaid and remuneration received in respect of that non-contributing service being reckoned at half its actual amount.”.

12. At the end of regulation 75 of the principal regulations (which relates to the continuance of certain superannuation arrangements made by practitioners) there shall be added the following paragraph:—

“(3) For the purposes of this regulation the term “practitioner” includes a person rendering part-time specialist services pursuant to section 3 of the Act.”.

*Amendments relating to part-time service*

13. In regulation 2(1) of the principal regulations (which defines expressions used in the regulations), in the definition of “remuneration”, after the words “except as provided in” there shall be inserted the words “paragraph (10) of this regulation in”, and at the end of the said regulation 2 there shall be added the following paragraph:—

“(10) Where the remuneration of an officer in respect of two or more concurrent periods of part-time employment exceeds an amount which the Minister determines would have been paid in respect of a single comparable whole-time employment, no account shall be taken for the purposes of these regulations of any remuneration in excess of such an amount.”.

14. In regulation 4(1) of the principal regulations (which specifies the classes of officers to whom the regulations apply), after paragraph (h) there shall be inserted the following paragraph:—

“(i) any other part-time officer who is employed as a medical officer or a dental officer:”.

and in proviso (iii) for the words “sub-paragraphs (f), (g) and (h)” there shall be substituted the words “sub-paragraphs (f), (g), (h) and (i)”.

15. In regulation 11 of the principal regulations (which relates to short service gratuities) for the words “a sum equal to the amount of his average remuneration or a sum equal to the amount of his contributions together with compound interest thereon whichever is the greater” there shall be substituted the words “the greatest of the following sums namely:—

- (a) a sum equal to the amount of his average remuneration, or
- (b) a sum equal to the amount of his contributions together with compound interest thereon, or
- (c) a sum equal to three-eighths of his average remuneration in respect of each year of his contributing service and three-one-hundred-and-sixtieths thereof in respect of each year of his non-contributing service:”.

16. After regulation 9 of the principal regulations there shall be added the following regulation:—

*“Additional benefits for certain officers*

9(A)—(1) Any benefit under these regulations payable to or in respect of an officer whose service includes service as a medical or dental officer



during which he was entitled under his terms of service to fees in respect of domiciliary consultations, shall be supplemented by such additional payment (if any) as may be ascertained in accordance with paragraph (2) of this regulation.

(2) The supplementary payment referred to in paragraph (1) of this regulation shall be calculated in accordance with the method prescribed by these regulations for the benefit which it supplements as if the average remuneration of the officer had been the average annual amount of the fees mentioned in paragraph (1) of this regulation paid to him during the last three years of his service otherwise than as a practitioner."

17. For regulation 20 of the principal regulations there shall be substituted the following regulation:—

*" Reckoning of service in certain continuing employments*

20.—(1) There shall be reckonable for the purpose of calculating the amount of a benefit payable to or in respect of an officer under these regulations, in addition to any period of employment otherwise reckonable under these regulations as service in relation to the employment he has ceased to hold (in this regulation referred to as his " main employment " ), any other period of employment which has been reckonable as service under these regulations or the previous regulations and—

- (a) which has terminated before or at the same time as the termination of his main employment;
- (b) is service in respect of which no benefit under these regulations or transfer value has been paid;
- (c) is not service in respect of which contributions have been returned to the officer and have not been repaid by him; and
- (d) is not service which has been followed by any continuous period of twelve months or longer during no part of which the person was an officer.

(2) Where on giving up his main employment an officer continues in some other employment, any period of service which apart from this paragraph is reckonable in relation to one only of those employments shall be reckonable also in relation to the other employment for the purpose of determining whether any benefit is payable to or in respect of him but not for the purpose of calculating the amount of any such benefit:

Provided that where after taking into account service reckonable under this paragraph a benefit becomes payable to or in respect of a person to whom this paragraph applies and the amount of that benefit falls to be calculated by reference to any provision of these regulations (hereinafter in this paragraph referred to as " the said provision " ) prescribing a minimum benefit or a method of calculating the benefit otherwise than by reference to the amount of the person's contributions or the service reckonable by him or the amount of the pension which was or would in certain circumstances have become payable to him, then, if the number of years of service reckonable by the person is less than any minimum number of years of qualifying service prescribed for the receipt of the said benefit, the amount of the said benefit, in so far as it is obtained by reference to the said provision, shall be the amount which bears the same proportion to the sum otherwise payable as the number of years of service so reckonable bears to the minimum number of years of qualifying service."

18. After regulation 33 of the principal regulations there shall be inserted the following regulation:—

*“ Calculation of part-time service*

33A.—(1) For the purpose of determining whether any benefit is payable to or in respect of an officer, or in applying any provision of these regulations limiting the service to be taken into account to a specified period of forty or forty-five years, or in reckoning the period of any employment for the purposes of regulation 51 or of any service for the purposes of regulation 9A or regulation 52(3), the service of an officer in part-time employment shall be treated as whole-time service and for these purposes concurrent periods of employment shall be regarded as a single employment.

(2) For any purpose of these regulations not specified in paragraph (1) of this regulation, the service of an officer in part-time employment shall be calculated in accordance with the following provisions of this regulation but so that, except as provided in regulation 51, concurrent part-time employments during any period shall not in aggregate be treated as a greater period of whole-time service.

(3) Where a part-time employment is expressed to be for a specified number of half-days or sessions per week, the service shall be treated as whole-time service for a period which bears the same proportion to the period of the service in part-time employment as the number of half-days or sessions of employment bears to the number of half-days or sessions which would have constituted whole-time service for the employment in question.

(4) Where the remuneration for any employment referred to in paragraph (3) of this regulation is expressed to be at a rate greater or less than the relevant proportion of whole-time salary, the period of service calculated under that paragraph shall be increased or decreased, as the case may be, in the same proportion.

(5) For any part-time employment other than those described in paragraph (3) of this regulation, the service shall be treated as whole-time service for a period which bears the same proportion to the period of the service in the part-time employment as the number of hours of employment in each week bears to the number of hours which would have constituted whole-time service for the employment in question.

(6) Notwithstanding anything in regulation 33, where a benefit payable to or in respect of an officer whose service consists of or includes service in part-time employment, is required to be calculated by reference to years of contributing or non-contributing service, the amount payable in respect of any fraction of a year shall be the same fraction of the amount payable for a year.

(7) Notwithstanding anything in the proviso to regulation 9(1), in calculating the amount of a pension payable under regulation 8(1)(a)(i) in respect of service which consists of or includes service in part-time employment and which, when calculated under regulation 33 and paragraph (1) of this regulation, any non-contributing service being reckoned at half its length, amounts in aggregate to less than twenty years, such aggregate service shall be increased to twenty years or such lesser period as could be completed by the age of sixty-five years, and the reckonable service shall be increased by the same proportion as the aforesaid aggregate service is increased.”

19. For proviso (g) to regulation 34(1) of the principal regulations (which defines "average remuneration") there shall be substituted the following proviso:—

"(g) except for the purposes of regulation 39, or for the calculation under regulations 9(6), 11, 13 or 66(6) of a sum equal to the amount of a person's average remuneration, the remuneration in respect of any period or any concurrent periods of part-time employment shall be deemed to be the remuneration which the Minister determines would have been paid in respect of a single comparable whole-time employment;"

and after proviso (h) to the said regulation 34(1) there shall be added the following proviso:—

"(i) in calculating for the purposes of these regulations, except regulation 39, the average remuneration of an officer whose service includes service as a medical officer or a dental officer, no account shall be taken of any fees paid to him in accordance with his terms of service for domiciliary consultations.";

and proviso (b) to the said regulation 34(1) shall cease to have effect.

20. For the purpose of calculating the amount payable under regulation 82 or Schedule 2 or 3 to the principal regulations by a part-time officer or in respect of a period of any concurrent period of part-time employment, the remuneration at the material date shall be deemed to be the remuneration which the Minister determines would have been paid in respect of a single comparable whole-time employment.

#### *Amendments relating to Widow's Pension*

21.—(1) The following provisions of this regulation shall have effect in order to enable an officer to elect on retirement, or his widow to elect on his death before retirement, for the payment of a widow's pension at a higher rate by surrendering their rights to retiring allowance and death gratuity.

(2) Regulation 13 of the principal regulations (which relates to death gratuities) shall be amended as follows:—

(a) The existing regulation 13 shall be numbered paragraph (1) and for the words "then the Minister shall pay to his personal representatives" there shall be substituted the words "then, except as provided in paragraph (2) of this regulation, the Minister shall pay to his widow if they were not judicially separated at the time of his death, or otherwise to his personal representatives".

(b) There shall be added the following paragraph:—

"(2) No death gratuity shall be payable under this regulation in any case where a widow's pension is payable at the higher rate provided for in regulation 14(3A) unless the capital value of the widow's pension and any child's allowance is less than the amount of the death gratuity which would have been payable had no widow's pension or child's allowance been payable, in which case there shall be paid a sum equal to the difference between such capital value and such amount."

(3) At the beginning of regulation 14(3) of the principal regulations (which relates to widow's pension) there shall be inserted the words "Subject to the provisions of paragraph (3A) of this regulation".

(4) After regulation 14(3) of the principal regulations there shall be inserted the following paragraph:—

“(3A) Where—

(a) a married male officer has elected on retirement on or after the earlier date of operation specified in regulation 1(3) of the National Health Service (Superannuation) (Amendment) Regulations 1966 not to receive a retiring allowance, or

(b) on the death on or after the earlier date of operation specified in regulation 1(3) of the National Health Service (Superannuation) (Amendment) Regulations 1966 in the circumstances mentioned in regulation 13(1)(a), (b) or (d), of a married male officer or former officer in respect of whose death a widow's pension is payable, his widow has, within three months of the date of his death or within such longer period as the Minister may in any particular case allow, elected to receive the benefits provided by this paragraph,

the amount of the widow's pension shall be as stated in the last foregoing paragraph except that for the words “one-third” in each case where they appear in that paragraph there shall be substituted the words “one-half”.

(5) In regulation 35(6) of the principal regulations (which relates to the return of contributions) after the words “death gratuity” there shall be inserted the words “or widow's pension”

*Widows entitled to benefits in respect of their own service*

22.—(1) The following provisions of this regulation shall have effect in order to enable a woman who is entitled to a pension under the principal regulations in respect of her own service to receive a widow's pension in respect of her husband's service.

(2) Proviso (iv) to regulation 14(1) of the principal regulations shall not apply in relation to the widow of any person who dies on or after the date of operation of this regulation in the circumstances mentioned in regulation 13(1)(a), (b) or (d) or who has become entitled to a pension after that date and has since died.

(3) At the end of proviso (c) to regulation 9(2) of the principal regulations there shall be added the following words—

“or if immediately before her death, divorce or separation the wife was a person to whom proviso (iv) to regulation 14(1) would have applied in the circumstances mentioned in regulation 14, the retiring allowance shall be calculated as if the date mentioned in this proviso had been the date on which she first became such a person;”.

(4) In regulation 9(5) of the principal regulations for the words “such a person as is mentioned in paragraph (8) of this regulation” there shall be substituted the words “a person to whom proviso (iv) to regulation 14(1) would apply”.

(5) In regulation 9(7) of the principal regulations after the words “proviso (ii)” there shall be inserted the words “or proviso (iv)”.

*Child's allowance*

23.—(1) The following regulation shall be included after regulation 14 of the principal regulations and schedule 1 to these regulations shall be included as schedule 6 to the principal regulations:—

“*Child's allowance*

14A.—(1) Subject to and in accordance with schedule 6 to these regulations, an allowance (in these regulations referred to as “a child's allow-

ance”) shall be payable to or for the benefit of any child to whom this regulation applies.

(2) This regulation applies to any child—

- (a) who is a child of a person who dies on or after the earlier date of operation specified in regulation 1(3) of the National Health Service (Superannuation) (Amendment) Regulations 1966 in the circumstances mentioned in regulation 13(1)(a), (b) or (d), or who has become entitled to a pension after that date and has since died, being in either case a person who had completed not less than ten years' service, and
- (b) who has not attained the age of sixteen years or, if sixteen years of age or over, as to whom the Minister is satisfied that he is continuing to receive full-time education, and
- (c) who was dependent on the person mentioned in sub-paragraph (a) of this paragraph.

(3) If any child's allowance has ceased to be payable and no widow's pension has been payable under these regulations or the previous regulations, and if the aggregate amount of the payments by way of child's allowance or to the officer, his widow or his personal representative by way of pension, retiring allowance, injury allowance, short service gratuity or death gratuity under these regulations or the previous regulations, and of any sum which would have been so paid by way of pension or injury allowance but for any surrender thereof, is less than the amount of the death gratuity which would have been payable under these regulations in respect of the death of the officer if no child's allowance had been payable in respect thereof, there shall be paid to or among such persons as the Minister may determine a sum equal to the deficiency.

(4) For the purposes of this regulation “child” includes step-child, adopted child or illegitimate child but does not include any child adopted, or who became a step-child, after the date when the parent in respect of whose death the allowance is payable last ceased to be an officer, or any child born more than a year after that date; “eligible child” means a child to whom this regulation applies and “parent” shall be construed accordingly.”

(2) In regulation 13(1) of the principal regulations (which relates to death gratuities)—

- (a) after the words “paragraph (b) of this regulation” there shall be inserted the words “or where a child's allowance is payable under regulation 14A of these regulations”;
- (b) in proviso (i) after the words “the capital value of the widow's pension” there shall be inserted the words “and of any child's allowance” and for the words “apart from this proviso” there shall be substituted the words “had no widow's pension or child's allowance been payable”;
- (c) after proviso (i) there shall be inserted the following proviso—
  - “ (ii) in the case of a person in respect of whose death a child's allowance but no widow's pension is payable, if the capital value of the child's allowance is less than the amount of the death gratuity which would have been payable had no child's allowance been payable, the death gratuity shall be a sum equal to the difference between such capital value and such

amount or a sum equal to the death gratuity which would have been payable apart from this proviso, whichever of the two sums is the greater.”

and provisos (ii), (iii) and (iv) shall be renumbered (iii), (iv) and (v) respectively.

(3) For regulation 14(5) of the principal regulations there shall be substituted the following paragraph—

“ (5) If a widow to whom a widow’s pension is payable under these regulations or the previous regulations has remarried or died and any child’s allowance has ceased to be payable, and if the aggregate amount of the payments by way of child’s allowance or made to the husband, his widow or his personal representative by way of pension, widow’s pension, retiring allowance, injury allowance, short service gratuity or death gratuity under these regulations or the previous regulations, and of any sum which would have been so paid by way of pension or injury allowance but for any surrender thereof, is less than the amount of the death gratuity which would have been payable under these regulations or the previous regulations in respect of the death of the husband if no widow’s pension or child’s allowance had been payable in respect thereof, there shall be paid to or among such persons as the Minister may determine a sum equal to the deficiency.”

(4) In regulation 79(2)(c) of the principal regulations (which relates to approved employment) after the words “widow’s pension” there shall be inserted the words “, child’s allowance”.

#### *Amendments relating to early retirement*

24. For regulation 8 of the principal regulations there shall be substituted the following regulation:—

##### *“ Officer’s pension and retiring allowance*

8.—(1) An officer of an employing authority shall be entitled, on ceasing to be employed by them, to receive from the Minister—

(a) an annual pension if—

- (i) he has completed ten years’ service and is incapable of discharging efficiently the duties of his employment by reason of permanent ill-health or infirmity of mind or body; or
- (ii) he has attained the age of sixty years and completed ten years’ service; or
- (iii) he has attained the age of fifty-five years and completed ten years’ service and the conditions prescribed in paragraph (4) of this regulation are applicable in his case; or
- (iv) he has completed ten years’ service and the condition prescribed in paragraph (4)(a) of this regulation is applicable in his case; and

(b) except as provided in paragraph (6) of this regulation, a lump sum retiring allowance if he satisfies the requirements of subparagraph (a)(i), (a)(iii) or (a)(iv) of this paragraph, or has attained the age of sixty years and completed five years’ service:

Provided that an officer who satisfied the requirements of subparagraph (a)(iv) of this paragraph shall not on that account be entitled to receive a benefit under this regulation—

- (i) until he either attains the earliest age at which he would, apart from sub-paragraph (a)(iii) of this paragraph, have become entitled to receive a pension under these regulations, or, before attaining that age, becomes incapable of discharging efficiently the duties of his employment by reason of permanent ill-health or infirmity of mind or body; or
- (ii) if his contributions have been returned to him under regulation 35.

(2) A person who, while continuing to be employed in employment under an employing authority, ceases, on or after attaining the age of sixty years, to hold one or more other such employments and on that account ceases to be, in his continuing employment, an officer to whom this part of these regulations applies, shall be entitled on ceasing to hold that employment to receive from the Minister—

- (a) an annual pension, if on ceasing to be an officer he had completed ten years' service; and
- (b) subject to the provisions of paragraph (6) of this regulation, a lump sum retiring allowance, if on ceasing to be an officer he had completed five years' service.

(3) In regulation 9 (except where it occurs for the second time in the proviso to paragraph (1) and in paragraph (7)(a)) and, so far as may be necessary for the purpose of calculating a benefit payable under these regulations to or in respect of a person to whom the last preceding paragraph applies, elsewhere in these regulations, the expression "officer" shall include a person to whom the last preceding paragraph applies.

(4) For the purposes of paragraph (1) of this regulation the prescribed conditions shall be that the Minister has certified either—

- (a) that the officer's retirement is by reason of redundancy; or
- (b) that the officer's retirement is in the interests of the efficiency of the service.

(5) Notwithstanding anything contained in regulation 43 of these regulations, the rights enjoyed by an officer thereunder shall include—

- (a) the right, on ceasing to be employed in the circumstances mentioned in paragraph (1)(a)(iii) of this regulation, to receive the benefits to which he would have been entitled on reaching the age and completing the service prescribed by the relevant enactment or scheme, in respect of the service reckonable by him immediately before he ceased to hold his employment; or
- (b) the right, on ceasing to be employed in the circumstances mentioned in paragraph (1)(a)(iv) of this regulation to receive either—
  - (i) on attaining any minimum retiring age, or satisfying any other conditions of entitlement, prescribed by the relevant enactment or scheme, the benefits to which he is entitled in respect of the service reckonable by him immediately before he ceased to hold his employment, or
  - (ii) on attaining the age of sixty-five years in the case of a man or sixty years in the case of a woman, the benefits mentioned in regulation 29(2) of the National Insurance (National Health Service Superannuation Scheme Modification and Non-participation) Regulations 1965(a) (except the proviso thereto)

calculated as if employment had ceased on attaining that age.

(6) No retiring allowance shall be payable to a married male officer, in respect of whose death a widow's pension may become payable and who on his retirement elects not to receive such an allowance with a view to the payment of widow's pension at the higher rate provided for in regulation 14(3A), but any increase in the retiring allowance which would apart from this paragraph have been paid under regulation 44 shall be payable under that regulation as if this paragraph had not been made."

25.—(1) For the purpose of calculating the benefit payable in respect of any officer who has ceased to be employed in the circumstances mentioned in regulation 8(1)(a)(iv) of the principal regulations and has thereafter died, any provision of the principal regulations prescribing a method of calculating the benefit otherwise than by reference to the amount of the person's contributions or the service reckonable by him or the amount of the pension which was or would have become payable to him, shall be disregarded.

(2) Regulation 16 of the principal regulations shall apply to a person who has ceased to be employed in the circumstances mentioned in regulation 8(4) of the principal regulations and who within the prescribed time limit (as defined in regulation 76 of the principal regulations) enters further employment in the circumstances mentioned in paragraph (a) of the said regulation 16 and repays to the Minister any sums paid to him on account of benefit under the principal regulations.

(3) Where an officer ceases to be employed in the circumstances mentioned in regulation 8(1)(a)(iv) of the principal regulations, then until he receives any benefit to which he became entitled thereunder he shall be treated for the purposes of regulation 35 of those regulations as not being entitled to a pension, retiring allowance, injury allowance or short service gratuity.

(4) Where an officer who has ceased to be employed in the circumstances mentioned in regulation 8(1)(a)(iv) of the principal regulations thereafter enters the employment of an employing authority, he may again become an officer notwithstanding anything in regulation 4(3) of the principal regulations, and if he does become an officer, he shall be treated for the purposes of regulation 41 of the principal regulations as being entitled to a pension out of public funds which is liable to be reduced or suspended on account of his having become an officer.

(5) For the purposes of regulations 12 and 15 of the principal regulations an officer who has ceased to be employed in the circumstances mentioned in regulation 8(1)(a)(iv) of the principal regulations shall not be treated as having become entitled to a benefit under the regulations until the benefit is due to be paid, and in such a case the notification required by paragraph 3(2) of Schedule 1 to the principal regulations shall be given not later than one month after the date on which the payment of the benefit is due to commence; but for the purposes of regulations 13, 14, 14A, 20 and 40 of the principal regulations, such an officer shall be treated as having become entitled to a pension at the time when his employment ceased.

#### *Miscellaneous Amendments*

26. Regulation 2(1) of the principal regulations (which defines expressions used in the regulations) shall be amended as follows—

(a) In the definition of "added years" after item (c) there shall be added the following words—" (d) section 19 of the Teachers (Superannuation)



Act 1956”(a) and at the end of the definition there shall be added the words “ or on entering employment referred to in regulation 17(3)(b) or (c); ”.

(b) For the definition of “ assistant practitioner ” there shall be substituted the following—

“ “ assistant practitioner ” means:—

- (i) an employee of a medical practitioner or dental practitioner on the list of an Executive Council, being himself a medical practitioner or dental practitioner wholly or mainly engaged in assisting his employer in the actual discharge of his duties as such practitioner, other than an employee of a medical practitioner for whose employment the consent of the Executive Council is not required, and,
- (ii) a medical practitioner who is being trained in general practice as a trainee general practitioner under arrangements made by the Minister;”

(c) In the definition of “ national service ” for the words “ service of a description specified in the First Schedule to ” there shall be substituted the words “ service which is relevant service within the meaning of ”.

(d) In the definition of “ service ” after the words “ paragraph (4) of regulation 7 ” there shall be added the words “ or in respect of which the Minister has paid the contributions authorised or required by any superannuation scheme referred to in regulation 45; ”.

27. In regulation 4(3) of the principal regulations (which prevents the application of the regulations to certain re-employed pensioners) for the words “ out of public funds on his retirement after the attainment of a specified age ” there shall be substituted the words “ under these regulations ”.

28. Regulation 5 of the principal regulations (which relates to honorary appointments) shall be amended as follows:—

- (a) The existing regulation shall be numbered paragraph (1), and at the commencement thereof there shall be inserted the words “ Subject to the provisions of paragraph (2) of this regulation ”; and
- (b) at the end thereof there shall be added the following paragraph:  
“ (2) Paragraph (1) of this regulation shall not apply to any person who holds an honorary appointment if at the same time he holds any other employment in which he is entitled to participate in superannuation benefits provided under these regulations.”.

29.—(1) Regulation 7 of the principal regulations (which relates to contributions) shall be amended as follows:—

- (a) In paragraph (4)(c) for the words “ forty-five years’ service counting contributing service at its full length and non-contributing service at half its actual length ” there shall be substituted the words “ forty-five years’ contributing service or forty-five years’ contributing and non-contributing service, counting the non-contributing service at half its length ”.
- (b) In paragraph (4), in the proviso to sub-paragraph (d) the words “ who before becoming an officer was entitled to a pension or injury allowance payable out of public funds otherwise than under the National Insurance Act 1946(b) or ” shall be omitted.

(c) In paragraph (5) after the words "employing authority" in the second line there shall be inserted the words "or on taking up such other employment in circumstances that the Minister has approved, or may approve, for the purposes of this paragraph".

(2) The employers' supplementary contribution payable under regulation 7(2) of the principal regulations shall not be payable in respect of any officer's remuneration which is paid, or deemed to have been paid, on or after the coming into operation of this regulation.

30. For regulation 10(3) of the principal regulations (which relates to injury allowances) there shall be substituted the following paragraph:—

"(3) If a person to whom paragraph (1) of this regulation applies dies, the Minister may grant to his widow or to any dependant of his such gratuity or such annual allowance as the Minister may from time to time consider reasonable, having regard to all the circumstances of the case."

31. In regulation 14 of the principal regulations (which relates to widow's pension)—

(a) in paragraph (1) the words "or injury allowance" in sub-paragraph (a), the words "or allowance" in proviso (i), and the words "or injury allowance" in proviso (v) shall be omitted, and

(b) in paragraph (3)(b) the words "or injury allowance" and "or allowance" shall be omitted.

32. Regulation 18 of the principal regulations (which relates to intervals in service due to illness or injury) shall be amended as follows:—

(a) In paragraph (1) for the words "paragraph (b) of regulation 13" there shall be substituted the words "paragraphs (a) and (b) of regulation 13(1)" and after the words "regulation 14" there shall be inserted the words "regulations 14A, 45 and 46".

(b) After paragraph (2) there shall be added the following paragraph:—

"(3) Paragraph (1) of this regulation shall not apply to an officer who for the time being enjoys under regulation 43 rights corresponding with those which he would have enjoyed if he had remained subject to the superannuation enactment or scheme previously applicable in his case."

33. In regulation 19 of the principal regulations (which deals with breaks between employments) for the words preceding paragraph (a) there shall be substituted the words "For the purpose of determining whether for the purposes of regulation 17 or 81 a person has entered employment as an officer within any such period as is referred to in that regulation—" and for the words from the beginning of paragraph (c) to the end of the regulation there shall be substituted the following:—

"(c) where a person left employment as an officer and entered (whether or not after a period spent on national service) an approved course of study or training, no account shall be taken of any period spent by him on that course of study or training, and if on the completion of such a course he became engaged in national service, he shall be deemed to have left his employment as an officer at the time when he completed the course;

(d) where a person left any such employment as is mentioned in regulation 17(3), other than employment as an officer, and

entered (whether or not after a period spent on national service) a course of study or training approved by the body administering the superannuation scheme associated with his former employment then, if the Minister so determines, no account shall be taken of any period spent by him on that course of study or training;

- (e) where a person left any such employment as is mentioned in regulation 17(3), other than employment as an officer, and entered (whether or not after a period spent on national service) an employment approved by the body administering the superannuation scheme associated with his former employment under arrangements corresponding to those mentioned in regulation 79, or where a person mentioned in paragraph (d) became engaged in national service on the completion of his course of study or training then, if the Minister so determines, he shall be deemed to have left his former employment on the termination of his approved employment or, as the case may be, on the completion of his course of study or training.”

34. At the end of regulation 22 of the principal regulations (which relates to the reckoning of previous employment as qualifying service) there shall be added the following paragraph:—

“(4) This regulation shall apply to any person who has become an officer by reason of any event mentioned in regulation 2(5) notwithstanding that he did not become an officer immediately on the happening of that event.”

35. In regulation 29(1) of the principal regulations (which relates to the reckoning of service)—

- (a) in provisos (iv) and (v) for the words “ sub-paragraph (b)(v) or (b)(vi) ” there shall be substituted the words “ sub-paragraph (b)(i), (b)(ii), (b)(v) or (b)(vi) ” and
- (b) in proviso (vi) for the words “ sub-paragraph (b)(iv), (b)(v) or (b)(vi) of this paragraph ” there shall be substituted the words “ sub-paragraph (b) of this paragraph ”.

36. For regulation 31(3) of the principal regulations (which relates to additional contributory payments) there shall be substituted the following paragraph:—

“(3) Subject to any necessary modifications, this regulation shall apply in relation to any person who becomes an officer after leaving employment referred to in sub-paragraph (b), (c) or (d)(v) of regulation 17(3) as if the superannuation scheme to which he was subject in that employment was a local Act scheme and the expression “local Act contributor ” shall be construed accordingly.”

37. For regulation 32(5) of the principal regulations (which relates to added years) there shall be substituted the following paragraph—

“(5) Subject to any necessary modifications, this regulation shall apply in relation to added years reckonable by any person who becomes an officer after leaving employment referred to in sub-paragraph (b), (c) or (d)(v) of regulation 17(3) as if the superannuation scheme to which he was subject in that employment was a local Act scheme and the expression “local Act contributor ” shall be construed accordingly”.

38. In regulation 33 of the principal regulations (which relates to the calculation of service) for the words "For the purpose of making any calculation under these regulations (except a calculation under the second schedule or the third schedule) in respect of an officer's service—" there shall be substituted the words "For the purpose of calculating the length of an officer's whole-time contributing or non-contributing service, being service otherwise than as a practitioner, and for the purpose of making any other calculation under these regulations (except a calculation under schedule 2 or schedule 3) in respect of such service—" and the proviso to that regulation shall be omitted.

39. Regulation 35 of the principal regulations (which relates to the return of contributions) shall be amended as follows—

(a) For sub-paragraph (b) of paragraph (1), there shall be substituted the following sub-paragraph:—

"(b) In this regulation, the word "contributions" has the meaning assigned to it by regulation 2(8), but only in so far as any sums included in that definition—

- (i) have not been returned to the person, or if they have been returned, have subsequently been repaid by him, and
- (ii) are attributable to service which might have been reckoned under these regulations in relation to the employment he has ceased to hold or in which he has ceased to be an officer or has died, and
- (iii) are not attributable to any earlier period of service in respect of which a pension, retiring allowance, injury allowance or short service gratuity has been paid."

(b) For the words from the beginning of paragraph (2) to the words "short service gratuity", there shall be substituted the words "An officer who, before becoming entitled to a pension, retiring allowance, injury allowance or short service gratuity ceases to be employed by an employing authority. . . .".

40. In regulation 36(4) of the principal regulations (which relates to officers ceasing to be employed in consequence of the National Health Service Act 1946) for the words "three and one-quarter per cent." there shall be substituted the words "three and one-half per cent."

41. The following paragraphs shall be added at the end of regulation 39 of the principal regulations (which relates to the reduction of pension and injury allowance)—

"(5) For the purposes of this regulation the annual rate of the average remuneration of an employment as a practitioner means the average annual rate of the remuneration received from any employment in respect of which he has become entitled to a pension or allowance, being employment as a practitioner or employment to which regulation 68 or 69 applies, during the period of three consecutive financial years when that remuneration was greater than in any other three consecutive financial years:

Provided that for this purpose no account shall be taken of any remuneration of a dental practitioner in excess of £6,000 per annum.

(6) For the purposes of this regulation—

(a) the emoluments of any employment as a practitioner shall be taken to be his remuneration calculated in accordance with regulation 64, and

(b) the remuneration of a dental practitioner mentioned in proviso (e) to regulation 64(2) shall be deemed to be payable out of public funds.

(7) For the purposes of paragraph (1) of this regulation—

(a) in so far as the emoluments of a continuing or new employment consist of or comprise fees and other payments not of a fixed nature, the annual rate during the quarter ending on the last day of March, June, September or December, as the case may be, shall be deemed to be four times the amount of such emoluments received in that quarter, and

(b) where the duration of any new employment remunerated at a fixed rate is less than three months, the annual rate of emoluments of so much of that employment as falls in the quarter ending on the last day of March, June, September or December, as the case may be, shall be deemed to be four times the emoluments receivable during that quarter in respect of that and any other such employment.”.

42. In regulation 40(1) of the principal regulations (which provides for combined benefits in the case of certain re-employed pensioners) after the words “ the previous regulations ” where they first appear there shall be inserted the words “ not being a reduced benefit awarded under regulation 79(2)(b) of these regulations or the corresponding provision of the previous regulations ”.

43. For proviso (c) to regulation 43(1) of the principal regulations (which provides for the benefits of officers who have exercised certain options) there shall be substituted the following proviso—

“ (c) If a person (other than a mental health officer) who exercised an option referred to in regulation 43 of the 1955 regulations to retain rights corresponding with those enjoyed under any enactment or scheme, at any time becomes a mental health officer, he may within one month, or such longer period as the Minister may in any particular case allow, after becoming such an officer, notify the employing authority in writing that he desires to avail himself of the benefits provided by these regulations in lieu of the rights to which he is entitled, and if the Minister so approves, the option shall cease to have effect from such date as he may direct.”.

44. Regulation 44 of the principal regulations (which relates to the benefits of officers not exercising certain options) shall be amended as follows:—

(a) After paragraph (2) there shall be added the following paragraph—

“ (2A) The provisions of this regulation shall also apply to any person who has become an officer after leaving employment in the Health Service of Northern Ireland or the Isle of Man or employment under a local authority in Northern Ireland if in that employment he enjoyed rights corresponding to those conferred by this regulation and he is entitled to reckon that employment for the purposes of these regulations by virtue of regulation 17.”

(b) In paragraph (3)(b) after the words “ paragraph (2) ” in the first place where they occur there shall be inserted the words “ or (2A) ”, after the words “ paragraph (2) ” in the second place where they occur there shall be inserted the words “ or of the rights mentioned in the said paragraph (2A),” and for the words “ in which he was a contributory employee or local Act contributor ” there shall be substituted the words “ mentioned in either of the said paragraphs ”.

45. In regulation 46 of the principal regulations (which relates to supplementary payments), for the words in paragraph (2)(a)(iii) "pensionable employment on the medical, dental or nursing staff of a health authority constituted under the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland) 1946(a)" there shall be substituted the words "pensionable employment on the staff of a health authority or welfare authority constituted under the Public Health and Local Government (Administrative Provisions) Act (Northern Ireland) 1946;".

46. At the end of regulation 47 of the principal regulations (which provides for discretionary payments in respect of certain officers) there shall be added the following paragraph:—

"(4) The last foregoing paragraph shall apply to any person who has become an officer by reason of any event mentioned in regulation 2(5) if immediately before the happening of the event he was employed in an unestablished capacity within the meaning of the Superannuation Acts, notwithstanding that he did not immediately thereafter become an officer; and any period of employment by an employing authority immediately prior to becoming an officer shall be treated for the purposes of that paragraph as part of the period of his employment as an officer."

47. Regulation 51 of the principal regulations (which relates to mental health officers) shall be amended as follows:—

- (a) In paragraph (1) the words "Subject to paragraph (2A) of this regulation" shall be inserted at the beginning, and proviso (i) shall be omitted.
- (b) In paragraph (2) the words "Subject to paragraph (2A) of this regulation" shall be inserted at the beginning and the words "(not being an officer to whom the last preceding paragraph applies)" shall be omitted.
- (c) After paragraph (2) there shall be inserted the following paragraph—  
" (2A) If, but for this paragraph, both paragraphs (1) and (2) of this regulation would apply to a mental health officer, such one of those two paragraphs as is more advantageous to the officer, or if he has died, to a person entitled to any benefit in respect of him, shall apply in his case."
- (d) In paragraph (4) after sub-paragraph (b) there shall be added the following—" or (c) an established civil servant who has at any time held an employment to which section 43 of the Superannuation Act 1949(b) or section 26 of the Superannuation Act 1965(c) applied".

48. Notwithstanding the direction given by the Minister on 25th March 1959 under regulation 61 of the National Health Service (Superannuation) Regulations 1955(d)—

- (a) the principal regulations shall not, by virtue of that direction, apply to any person entering the employment of the Medical Research Council on or after a date specified by the Minister for the purposes of this paragraph;
- (b) where any employee of the Medical Research Council who was affected by the said direction gives notice in writing to the Minister, within any period specified by the Minister for that purpose, of his desire to participate in the benefits of a different superannuation scheme and the Minister is satisfied that adequate provision for his superannuation will be made by the said Council, the principal regulations shall cease to apply to him as from a date specified by the Minister.

(a) 1946 c. 19 (N.I.).  
(c) 1965 c. 74.

(b) 12, 13 & 14 Geo. 6. c. 44.  
(d) S.I. 1955/1084 (1955 I, p. 1270).

**49.** In regulation 61 of the principal regulations (which relates to accounts and actuarial investigations)—

(a) in paragraph (1) the words from “and as at the thirty first day of March 1962” to the end of the paragraph shall be deleted, and

(b) after paragraph (4) there shall be added the following paragraph—

“(5) As at the expiration of every period of seven years after 31st March 1962 there shall be an actuarial investigation by the Government Actuary of the assets and liabilities of the Minister in respect of the benefits provided by the Minister under regulations made under section 67(1) of the Act, and the Government Actuary shall submit to the Minister and to the Treasury a report of every such investigation.”

**50.** Regulation 64 of the principal regulations (which relates to practitioners' remuneration) shall be amended as follows:—

(a) For the words from the beginning of paragraph (2) to the words “any assistant practitioner in his employment” there shall be substituted the following—

“In the case of a practitioner other than an assistant practitioner “remuneration” means—

- (i) all payments made by an Executive Council to the practitioner in respect of general medical services, general dental services or pharmaceutical services provided by him, including any payments so made to him as a trainer in general practice,
- (ii) any charge made to a patient in respect of those services which the practitioner is authorised by or under any enactment to retain, other than a charge authorised by regulations made under section 44(1)(a) of the Act, and
- (iii) any sums paid by a hospital management committee to the practitioner out of a fund determined by reference to the number of beds in a hospital,

less such sum on account of practice expenses as may be appropriate in accordance with a formula laid down by the Minister for the purpose and less the remuneration approved by the Minister of any assistant practitioner in his employment:”

(b) For proviso (d) to paragraph (2) there shall be substituted the following proviso—

“(d) no account shall be taken of any remuneration of a dental practitioner or of the total remuneration of such a practitioner from more than one Executive Council—

- (i) in excess of £3,500 in any financial year ending on or after 31st March 1951 and on or before 31st March 1966, or
- (ii) in excess of £6,000 in any financial year ending on or after 31st March 1967.”

(c) After proviso (d) to paragraph (2) there shall be added the following provisos—

“(e) the remuneration of a dental practitioner employed by persons carrying on the business of dentistry of a deceased practitioner shall not exceed the amount of the sums paid to him by those persons and the sums paid to him by an Executive Council which he is permitted by those persons to retain;

(f) any sum withheld or otherwise recovered from a practitioner under the National Health Service (Service Committees and

Tribunals) Regulations 1956(a) shall be excluded or deducted from the amount which is, or is deemed to be, his remuneration under this paragraph in such manner and to such extent as the Minister may approve."

51. For regulation 76 of the principal regulations there shall be substituted the following regulation:—

*" Definition of " the prescribed time limit " "*

76. In this part of these regulations " the prescribed time limit " means a period of twelve months after leaving employment as an officer or, in the case of a person who immediately after leaving such employment became engaged in national service, a period of six months after the termination of that service:

Provided that—

- (i) in the case of a person who after leaving employment as an officer or after leaving employment approved under regulation 79(1) has undertaken an approved course of study or training then, if the Minister so determines, no account shall be taken in calculating the said period of twelve months or six months, as the case may be, of the period spent on the approved course of study or training;
- (ii) in the case of a person who after leaving employment as an officer has entered employment approved under regulation 79(1) then, if the Minister so determines, he shall be deemed to have left his employment as an officer on the termination of his approved employment;
- (iii) in the case of a person who after leaving employment as an officer has become engaged in national service after completing an approved course of study or training then, if the Minister so determines, he shall be deemed to have left his employment as an officer on the completion of the approved course of study or training; and
- (iv) in the case of a person who after leaving employment as an officer has entered employment as an established civil servant there shall be excluded in reckoning the said period of twelve months or six months, as the case may be, such period as the Minister, with the consent of the Treasury, may in any particular case allow."

52. In regulation 78(1) of the principal regulations (which relates to transfer to other employment) for the words from " the Minister may pay " to the words " the third schedule " there shall be substituted the following:—

" the Minister may at his discretion pay to that body a transfer value calculated in accordance with either the provisions of schedule 3, or such other method as the Minister may agree with the body administering the scheme."

53. In regulation 79 of the principal regulations (which relates to approved employment)—

- (a) in paragraph 2(b) for the words " the age of sixty years " there shall be substituted " the age of sixty-five years " and



- (b) the following proviso shall be added at the end of paragraph (2)—  
 “ (iv) in reckoning the period of twelve months referred to in subparagraph (d) of this paragraph no account shall be taken of any period spent on an approved course of study or training.”

54. Regulation 81 of the principal regulations (which relates to transfer values payable to the Minister) shall be amended as follows:—

- (a) At the beginning of paragraph (1) there shall be inserted the words “ Subject to the provisions of regulation 19 ”.
- (b) In paragraph (1) for the words “ ceasing to be a contributor ” there shall be substituted the words “ leaving employment in which he was subject ” and for the words “ a transfer value of such amount ” to the end of the paragraph there shall be substituted the following—  
 “ a transfer value calculated in accordance with either the provisions of schedule 3, or such other method as the Minister may agree with that body or those persons.”.

55. In proviso (iii) to regulation 82(1) of the principal regulations (which relates to transfer values payable by the Minister), after the words “ proviso (i) ” there shall be inserted the words “ or (ii) ”.

56. In the provisions of the principal regulations mentioned in the Table hereunder, where reference is made to non-contributing service being reckoned at half its actual length, the word “ actual ” shall be omitted.

#### TABLE

proviso (d) to regulation 9(2) regulation 12(2)	proviso (ii) to regulation 52(3)(c) regulation 52(4)
proviso (iv) to regulation 13(1) (as renumbered by these regulations)	proviso (ii) to regulation 67(1) paragraph 9(1) of schedule 1
proviso (ii) to regulation 14(1) regulation 28	proviso (c) to paragraph 2 of schedule 3.

#### *Additional Contributory Payments*

57. Schedule 2 to the principal regulations shall be amended as follows:—

- (a) In paragraph 3(a) for the words “ three and one-quarter per cent.” there shall be substituted the words “ three and one-half per cent.”.
- (b) Proviso (c) to paragraph 6(2) and the reference to Table III in paragraph 6(3) shall be omitted.
- (c) After paragraph 6(3) there shall be inserted the following subparagraphs—

“ (4) The sum payable, whether by a practitioner or an officer other than a practitioner, in respect of any period of service as a practitioner shall be calculated by multiplying the sum shown in Table III of this schedule in respect of the officer’s age by the number of pounds and any fraction of a pound comprising the amount of pension (calculated in accordance with regulation 9 or 66 of these regulations) which would be attributable to that period of service.

(5) Any service which is treated as service as a practitioner by virtue of regulation 68 or 69 shall not be so treated for the purposes of this schedule.”

- and sub-paragraphs (4) and (5) of paragraph 6 shall be renumbered (6) and (7).
- (d) In sub-paragraph (7) as renumbered for the words " Any sum " there shall be substituted the words " Where a sum calculated under sub-paragraph (3) of this paragraph is ".
- (e) After sub-paragraph (7) as renumbered there shall be added the following sub-paragraph—
- " (8) Where a sum calculated under sub-paragraph (4) of this paragraph is payable by a person to whom regulation 52(1) of these regulations applies and in respect of any period of non-contributing service of which account would be taken under regulation 52(3), or if any such sum would, apart from this sub-paragraph fall to be reduced under regulation 11 of the National Insurance (National Health Service Superannuation Scheme—Modification and Non-participation) Regulations 1965, the sum shall be reduced by the amount shown in Table V of this schedule in respect of the person's age and sex multiplied by the number of pounds and any fraction of a pound by which the pension (calculated in accordance with regulation 9 or 66 of these regulations) attributable to that period of service would have been reduced under the said regulation 52 or under Part III of the said regulations of 1965, as the case may be, if either such provision had been applicable in his case; and the said regulation 11 shall not apply for the reduction of such sum."
- (f) For the tables following paragraph 6 there shall be substituted the tables set out in schedule 2 to these regulations.

### *Transfer Values*

58. Schedule 3 to the principal regulations shall be amended as follows:—

- (a) In paragraph 1, at the end of the definition of " the material date " there shall be added the words " , or except for the purposes of the definition of " remuneration " in this paragraph if he is a person to whom proviso (i) or (ii) of regulation 76 applies, the date on which he became a participant in the superannuation scheme associated with his new employment;" .
- (b) In paragraph 1 in the definition of " remuneration " the words " and in relation to a practitioner means the annual average of his remuneration in respect of all periods of service as a practitioner " and the words " other than a practitioner " in proviso (a) to the definition shall be omitted.
- (c) In paragraph 2 after the word " person " where it first appears there shall be inserted the words " other than a practitioner " , and after the word " schedule " there shall be inserted the words " and the transfer value in respect of a practitioner shall be a sum calculated in accordance with the provisions of paragraph 6 of this schedule " .
- (d) In proviso (a) to paragraph 2 the words " by reference to his remuneration as such person and his remuneration as a practitioner respectively " shall be omitted.
- (e) After paragraph 5 there shall be added the following paragraph—
- " 6(1) The sum to be calculated by reference to a person's service as a practitioner shall be ascertained in accordance with the provisions of this paragraph.
- (2) The sum shown in Table III of this schedule in respect of the officer's age at the material date shall be multiplied by the number of

pounds and any fraction of a pound comprising the amount of pension (calculated in accordance with regulation 9 or 66 of these regulations) which would be attributable to that period of service.

(3) Where the sum is payable in respect of a person to whom regulation 52(2) of these regulations applied immediately before the material date and relates to a period of service of which account would have been taken under regulation 52(3) of these regulations, or if the sum would apart from this sub-paragraph fall to be reduced under regulation 12 of the National Insurance (National Health Service Superannuation Scheme—Modification and Non-participation) Regulations 1965, the sum shall be reduced by the amount shown in Table V of schedule 2 in respect of the person's age and sex multiplied by the number of pounds and any fraction of a pound by which the pension (calculated in accordance with regulation 9 or 66 of these regulations) attributable to that period of service would have been reduced under the said regulation 52 or under Part III of the said regulations of 1965, as the case may be, if either such provision had been applicable in his case; and the said regulation 12 shall not apply for the reduction of such sum."

(f) For the tables following paragraph 6 there shall be substituted the tables set out in schedule 3 to these regulations.

#### *Transitional Provisions*

59.—(1) Where a benefit becomes payable to or in respect of an officer whose service includes service rendered before the date of operation of this regulation as a practitioner or as a person rendering part-time specialist services pursuant to section 3 of the Act, and it would be to his advantage if any benefit payable under the principal regulations in respect of his service as a practitioner or as such a person were calculated in accordance with paragraphs (3) and (4) of this regulation, the benefit shall be so calculated.

(2) The benefit payable under the principal regulations to or in respect of an officer mentioned in paragraph (1) of this regulation for any part-time service rendered prior to the date of operation of this regulation shall be calculated in accordance with paragraphs (3) and (4) of this regulation and as if the amendment made by these regulations to regulation 69 of the principal regulations had not been made.

(3) The benefit referred to in paragraphs (1) and (2) of this regulation shall be calculated as if—

(a) regulation 33A and proviso (i) to regulation 34(1) of the principal regulations, the revocation of regulations 71(1) and (2) and 74 of the principal regulations, and the amendments to the definition of "practitioner" in regulation 2(1) and to regulations 33 and 62 of the principal regulations had not been made; and

(b) there were substituted for regulation 66(2)(a) of the principal regulations the following sub-paragraph:—

"(a) The pension to be paid in respect of service which is reckonable under these regulations as service as a practitioner shall be one-and-one-half per cent. of the remuneration for that service paid prior to 1st September 1962 and one-and-three-quarter per cent. of such remuneration paid on or after that date;"

(4) Where a benefit is calculated under paragraph (3) of this regulation in respect of an officer whose service includes a period of service as a practitioner during which he devoted substantially the whole of his time to the performance

of specialist services pursuant to section 3 of the Act, the benefit shall be calculated as if that period of service were service otherwise than as a practitioner, if such method of calculation is more advantageous to him.

(5) An officer of an employing authority to whom the principal regulations apply in consequence of regulation 27 of these regulations shall be entitled to reckon as service and, subject to the payment of the contributions required by the principal regulations or the previous regulations, as contributing service any prior period of employment by an employing authority which would have been so reckonable by him immediately prior to the coming into operation of that regulation but for the provisions of regulation 4(3) of the principal regulations or any corresponding provision of the previous regulations.

(6) Where before the date of the coming into operation of this regulation a person has notified the Minister that he desires the provisions of regulation 78(1) of the principal regulations to apply to him but no transfer value has been paid before that date, the amount of the transfer value shall be calculated as if these regulations had not been made.

(7) Where before the date of the coming into operation of this regulation an officer has notified the employing authority of his intention to make a payment under schedule 2 to the principal regulations the payment shall be made, or if it has been made in part, shall be completed as if these regulations had not been made.

#### *Revocation*

60. The provisions set out in column (1) of the following Table are hereby revoked to the extent specified in column (2).

TABLE

Regulations (1)	Extent of Revocation (2)
The principal regulations	regulation 9(2) proviso (b) regulation 9(8) regulation 15A regulation 17(3) proviso (i) regulation 71 regulation 74 regulation 81(2) and (3)
The National Health Service (Superannuation) (Amendment) Regulations 1962(a)	the whole regulations

**SCHEDULE 1**  
**CHILD'S ALLOWANCE**

1. Subject to the provisions of this schedule, a child's allowance dependent upon the number of eligible children of an officer from time to time shall be payable—

- (a) where there is a surviving parent or spouse of a parent, at the rate shown in the table hereunder, or
- (b) where the parent in respect of whose death an allowance is payable was the child's only surviving parent or in respect of the period after the death of the child's other parent and of the spouse of that parent, at twice the rate as shown in the table hereunder.

**TABLE**

<i>Number of eligible children</i>	<i>Rate of allowance</i>
1 child	One twelfth of the pension to which the parent was entitled under these regulations.
2 children	One sixth of the pension to which the parent was entitled under these regulations.
3 or more children	One quarter of the pension to which the parent was entitled under these regulations.

For the purposes of this paragraph—

- (i) the pension of an officer shall be calculated without reference to any reduction required to be made under regulation 52 or under any regulations made, or having effect as if made, under section 110 of the National Insurance Act 1965(a), and
- (ii) the pension of an officer who has died before becoming entitled to a pension under these regulations shall be deemed to be the pension which would have been payable to him had he become entitled to a pension under regulation 8(1)(a)(i) of these regulations on the day of his death.

2. In the circumstances mentioned in paragraph 1(a) of this schedule the Minister may pay a child's allowance at the rate specified in sub-paragraph (b) of that paragraph for any period during which he is satisfied that any surviving parent or spouse of a parent cannot be traced, is unable to maintain the child or, not being required to maintain the child, does not do so.

3. The child's allowance shall not be payable in respect of the death of more than one parent but shall be payable in respect of the death of whichever parent was entitled or deemed to be entitled to the larger pension.

4. The child's allowance shall be payable to, or among, the children entitled thereto in such proportions as the Minister thinks fit; provided that the Minister may if he thinks fit pay the allowance to such other person as he may determine, and any person to whom an allowance is so paid shall apply it in accordance with any directions given by the Minister for the benefit of the child entitled to the allowance.

## SCHEDULE 2

TABLE I

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£		£
<b>(a) SERVICE OF A MALE OFFICER, NOT BEING AN OFFICER MENTIONED IN TABLE II(a) OR IV(a) (OTHER THAN SERVICE AS A PRACTITIONER)</b>			
Under 35	5.30	50 and under 51	6.90
35 and under 36	5.30	51 " " 52	7.15
36 " " 37	5.35	52 " " 53	7.40
37 " " 38	5.35	53 " " 54	7.65
38 " " 39	5.40	54 " " 55	7.90
39 " " 40	5.45	55 " " 56	8.20
40 " " 41	5.50	56 " " 57	8.55
41 " " 42	5.60	57 " " 58	8.95
42 " " 43	5.70	58 " " 59	9.40
43 " " 44	5.80	59 " " 60	9.95
44 " " 45	5.90	60 and over	10.05 less .25 for each completed year by which the officer's age exceeds sixty years
45 " " 46	6.05		
46 " " 47	6.20		
47 " " 48	6.35		
48 " " 49	6.50		
49 " " 50	6.70		
<b>(b) SERVICE OF A FEMALE OFFICER, NOT BEING A FEMALE OFFICER MENTIONED IN TABLE II(b) OR IV(b) (OTHER THAN SERVICE AS A PRACTITIONER)</b>			
Under 20	4.30	40 and under 41	6.70
20 and under 21	4.30	41 " " 42	6.85
21 " " 22	4.45	42 " " 43	7.00
22 " " 23	4.60	43 " " 44	7.15
23 " " 24	4.75	44 " " 45	7.30
24 " " 25	4.90	45 " " 46	7.45
25 " " 26	5.00	46 " " 47	7.65
26 " " 27	5.15	47 " " 48	7.85
27 " " 28	5.30	48 " " 49	8.05
28 " " 29	5.40	49 " " 50	8.25
29 " " 30	5.50	50 " " 51	8.45
30 " " 31	5.65	51 " " 52	8.70
31 " " 32	5.75	52 " " 53	8.95
32 " " 33	5.85	53 " " 54	9.20
33 " " 34	5.95	54 " " 55	9.50
34 " " 35	6.05	55 " " 56	9.85
35 " " 36	6.15	56 " " 57	10.20
36 " " 37	6.25	57 " " 58	10.55
37 " " 38	6.35	58 " " 59	10.90
38 " " 39	6.45	59 " " 60	11.25
39 " " 40	6.55	60 and over	11.55 less .20 for each completed year by which the officer's age exceeds sixty years

TABLE II

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£		£
<b>(a) SERVICE OF A MALE MENTAL HEALTH OFFICER</b>			
Under 30	7.25	45 and under 46	8.50
30 and under 31	7.25	46 " " 47	8.70
31 " " 32	7.25	47 " " 48	8.90
32 " " 33	7.30	48 " " 49	9.10
33 " " 34	7.35	49 " " 50	9.35
34 " " 35	7.40	50 " " 51	9.60
35 " " 36	7.45	51 " " 52	9.90
36 " " 37	7.50	52 " " 53	10.20
37 " " 38	7.55	53 " " 54	10.55
38 " " 39	7.65	54 " " 55	10.95
39 " " 40	7.75	55 and over	11.05 less .20 for each completed year by which the officer's age exceeds fifty-five years
40 " " 41	7.85		
41 " " 42	7.95		
42 " " 43	8.05		
43 " " 44	8.20		
44 " " 45	8.35		
<b>(b) SERVICE OF A FEMALE WHO IS A NURSE, MENTAL HEALTH OFFICER, PHYSIOTHERAPIST, MIDWIFE OR HEALTH VISITOR</b>			
Under 20	6.00	40 and under 41	8.85
20 and under 21	6.00	41 " " 42	9.00
21 " " 22	6.05	42 " " 43	9.10
22 " " 23	6.10	43 " " 44	9.25
23 " " 24	6.20	44 " " 45	9.40
24 " " 25	6.35	45 " " 46	9.60
25 " " 26	6.55	46 " " 47	9.80
26 " " 27	6.80	47 " " 48	10.05
27 " " 28	7.10	48 " " 49	10.30
28 " " 29	7.40	49 " " 50	10.60
29 " " 30	7.70	50 " " 51	10.95
30 " " 31	7.85	51 " " 52	11.30
31 " " 32	7.90	52 " " 53	11.65
32 " " 33	7.95	53 " " 54	12.00
33 " " 34	8.00	54 " " 55	12.40
34 " " 35	8.10	55 and over	12.60 less .25 for each completed year by which the officer's age exceeds fifty-five years
35 " " 36	8.20		
36 " " 37	8.30		
37 " " 38	8.40		
38 " " 39	8.55		
39 " " 40	8.70		

TABLE III  
SERVICE AS A PRACTITIONER

Age	Amount appropriate in respect of each £1 of pension	Age	Amount appropriate in respect of each £1 of pension
Under 25	£ 3.23	45 and under 46	£ 5.17
25 and under 26	3.33	46 " " 47	5.27
26 " " 27	3.43	47 " " 48	5.37
27 " " 28	3.53	48 " " 49	5.50
28 " " 29	3.63	49 " " 50	5.63
29 " " 30	3.73	50 " " 51	5.77
30 " " 31	3.83	51 " " 52	5.90
31 " " 32	3.93	52 " " 53	6.07
32 " " 33	4.03	53 " " 54	6.23
33 " " 34	4.13	54 " " 55	6.40
34 " " 35	4.23	55 " " 56	6.57
35 " " 36	4.33	56 " " 57	6.77
36 " " 37	4.40	57 " " 58	6.97
37 " " 38	4.47	58 " " 59	7.17
38 " " 39	4.53	59 " " 60	7.40
39 " " 40	4.60	60 and over	7.40 less .23 for each completed year by which the person's age exceeds sixty years
40 " " 41	4.67		
41 " " 42	4.77		
42 " " 43	4.87		
43 " " 44	4.97		
44 " " 45	5.07		



TABLE IV

Age	Amount appropriate in respect of each £100 of remuneration	Age	Amount appropriate in respect of each £100 of remuneration
	£		£
<b>(a) SERVICE OF A MALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR</b>			
Under 27	3.30	45 and under 46	5.50
27 and under 28	3.30	46 " " 47	5.65
28 " " 29	3.35	47 " " 48	5.85
29 " " 30	3.40	48 " " 49	6.05
30 " " 31	3.50	49 " " 50	6.25
31 " " 32	3.60	50 " " 51	6.50
32 " " 33	3.70	51 " " 52	6.75
33 " " 34	3.80	52 " " 53	7.05
34 " " 35	3.90	53 " " 54	7.35
35 " " 36	4.05	54 " " 55	7.70
36 " " 37	4.20	55 " " 56	8.10
37 " " 38	4.30	56 " " 57	8.50
38 " " 39	4.45	57 " " 58	8.95
39 " " 40	4.60	58 " " 59	9.40
40 " " 41	4.75	59 " " 60	9.90
41 " " 42	4.90	60 and over	10.05 less .25 for each completed year by which the officer's age exceeds sixty years
42 " " 43	5.05		
43 " " 44	5.20		
44 " " 45	5.35		
<b>(b) SERVICE OF A FEMALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR</b>			
Under 20	2.20	40 and under 41	6.05
20 and under 21	2.20	41 " " 42	6.25
21 " " 22	2.35	42 " " 43	6.45
22 " " 23	2.55	43 " " 44	6.65
23 " " 24	2.75	44 " " 45	6.85
24 " " 25	2.95	45 " " 46	7.05
25 " " 26	3.15	46 " " 47	7.25
26 " " 27	3.35	47 " " 48	7.50
27 " " 28	3.55	48 " " 49	7.75
28 " " 29	3.75	49 " " 50	8.00
29 " " 30	3.95	50 " " 51	8.25
30 " " 31	4.15	51 " " 52	8.55
31 " " 32	4.35	52 " " 53	8.85
32 " " 33	4.50	53 " " 54	9.15
33 " " 34	4.70	54 " " 55	9.50
34 " " 35	4.85	55 " " 56	9.85
35 " " 36	5.05	56 " " 57	10.20
36 " " 37	5.25	57 " " 58	10.55
37 " " 38	5.45	58 " " 59	10.90
38 " " 39	5.65	59 " " 60	11.25
39 " " 40	5.85	60 and over	11.55 less .20 for each completed year by which the officer's age exceeds sixty years

TABLE V

REDUCTION OF SUM PAYABLE BY A PERSON TO WHOM REGULATION 52(1) APPLIES

Age	Service of a Male Officer (including a Practitioner)	Service of a Female Officer (including a Practitioner)
	£	£
Under 20	.75	.55
20 and under 21	.80	.60
21 " " 22	.90	.65
22 " " 23	1.00	.75
23 " " 24	1.10	.90
24 " " 25	1.25	1.10
25 " " 26	1.36	1.35
26 " " 27	1.48	1.60
27 " " 28	1.61	1.90
28 " " 29	1.77	2.25
29 " " 30	1.93	2.60
30 " " 31	2.09	2.95
31 " " 32	2.25	3.30
32 " " 33	2.41	3.64
33 " " 34	2.57	3.99
34 " " 35	2.73	4.34
35 " " 36	2.89	4.69
36 " " 37	3.05	5.04
37 " " 38	3.21	5.39
38 " " 39	3.37	5.74
39 " " 40	3.53	6.08
40 " " 41	3.70	6.43
41 " " 42	3.87	6.78
42 " " 43	4.04	7.13
43 " " 44	4.22	7.48
44 " " 45	4.40	7.83
45 " " 46	4.58	8.18
46 " " 47	4.77	8.52
47 " " 48	4.96	8.87
48 " " 49	5.15	9.22
49 " " 50	5.35	9.57
50 " " 51	5.55	9.92
51 " " 52	5.77	10.27
52 " " 53	6.01	10.62
53 " " 54	6.27	10.96
54 " " 55	6.55	11.31
55 " " 56	6.85	11.66
56 " " 57	7.17	12.01
57 " " 58	7.52	12.36
58 " " 59	7.90	12.71
59 " " 60	8.31	13.06
60 " " 61	8.75	13.06
61 " " 62	9.22	13.06
62 " " 63	9.72	13.06
63 " " 64	10.25	13.06
64 " " 65	10.81	13.06

## SCHEDULE 3

TABLE I

(a) SERVICE OF A MALE OFFICER, NOT BEING AN OFFICER MENTIONED IN TABLE II(a) OR IV(a) (OTHER THAN SERVICE AS A PRACTITIONER)

Age  (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
	Year (2)	Month (3)	Year (4)
Under 35	£ 9-00	£ ·75	£ 4-50
35 and under 36	9-00	·75	4-50
36 " " 37	9-08	·76	4-54
37 " " 38	9-27	·77	4-64
38 " " 39	9-46	·79	4-73
39 " " 40	9-66	·81	4-83
40 " " 41	9-85	·82	4-93
41 " " 42	10-04	·84	5-02
42 " " 43	10-24	·85	5-12
43 " " 44	10-50	·88	5-25
44 " " 45	10-76	·90	5-38
45 " " 46	11-02	·92	5-51
46 " " 47	11-28	·94	5-64
47 " " 48	11-54	·96	5-77
48 " " 49	11-79	·98	5-90
49 " " 50	12-05	1-00	6-03
50 " " 51	12-31	1-03	6-16
51 " " 52	12-65	1-05	6-32
52 " " 53	13-09	1-09	6-54
53 " " 54	13-53	1-13	6-76
54 " " 55	13-97	1-16	6-98
55 " " 56	14-41	1-20	7-20
56 " " 57	14-84	1-24	7-42
57 " " 58	15-28	1-27	7-64
58 " " 59	15-72	1-31	7-86
59 " " 60	16-16	1-35	8-08
60 " " 61	16-60	1-38	8-30
61 " " 62	17-00	1-42	8-50
62 " " 63	17-00	1-42	8-50
63 " " 64	17-00	1-42	8-50
64 and over	17-00	1-42	8-50

TABLE I

(b) SERVICE OF A FEMALE OFFICER, NOT BEING A FEMALE OFFICER MENTIONED IN TABLE II(b) OR IV(b) (OTHER THAN SERVICE AS A PRACTITIONER)

Age  (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
	Year (2)	Month (3)	Year (4)
Under 25	£ 6.60	£ .55	£ 1.80
25 and under 26	6.89	.57	1.97
26 " " 27	7.23	.60	2.26
27 " " 28	7.57	.63	2.54
28 " " 29	7.90	.66	2.83
29 " " 30	8.24	.69	3.11
30 " " 31	8.58	.72	3.40
31 " " 32	8.92	.74	3.68
32 " " 33	9.25	.77	3.97
33 " " 34	9.59	.80	4.25
34 " " 35	9.93	.83	4.54
35 " " 36	10.26	.86	4.82
36 " " 37	10.60	.88	5.11
37 " " 38	10.94	.91	5.39
38 " " 39	11.27	.94	5.64
39 " " 40	11.61	.97	5.81
40 " " 41	11.95	1.00	5.97
41 " " 42	12.29	1.02	6.14
42 " " 43	12.62	1.05	6.31
43 " " 44	12.96	1.08	6.47
44 " " 45	13.30	1.11	6.64
45 " " 46	13.63	1.14	6.81
46 " " 47	13.97	1.16	6.98
47 " " 48	14.31	1.19	7.14
48 " " 49	14.64	1.22	7.31
49 " " 50	14.98	1.25	7.48
50 " " 51	15.32	1.28	7.64
51 " " 52	15.69	1.31	7.85
52 " " 53	16.30	1.36	8.15
53 " " 54	16.90	1.41	8.45
54 " " 55	17.51	1.46	8.75
55 " " 56	18.11	1.51	9.05
56 " " 57	18.72	1.56	9.36
57 " " 58	19.32	1.61	9.66
58 " " 59	19.93	1.66	9.96
59 and over	20.40	1.70	10.20

TABLE II

(a) SERVICE OF A MAN WHO IS A MENTAL HEALTH OFFICER AND WHO BECOMES EMPLOYED AS A MENTAL HEALTH OFFICER

Age  (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
	Year (2)	Month (3)	Year (4)
	£	£	£
Under 34	12·00	1·00	6·00
34 and under 35	12·01	1·00	6·01
35 " " 36	12·23	1·02	6·11
36 " " 37	12·44	1·04	6·22
37 " " 38	12·66	1·06	6·33
38 " " 39	12·87	1·07	6·44
39 " " 40	13·08	1·09	6·54
40 " " 41	13·30	1·11	6·65
41 " " 42	13·51	1·13	6·76
42 " " 43	13·74	1·15	6·87
43 " " 44	14·06	1·17	7·03
44 " " 45	14·38	1·20	7·19
45 " " 46	14·70	1·22	7·35
46 " " 47	15·02	1·25	7·51
47 " " 48	15·34	1·28	7·67
48 " " 49	15·67	1·31	7·83
49 " " 50	15·99	1·33	7·99
50 " " 51	16·31	1·36	8·15
51 " " 52	16·63	1·39	8·31
52 " " 53	16·95	1·41	8·47
53 " " 54	17·27	1·44	8·64
54 " " 55	17·59	1·47	8·80
55 " " 56	17·91	1·49	8·96
56 " " 57	18·23	1·52	9·12
57 " " 58	18·55	1·55	9·28
58 " " 59	18·80	1·57	9·40
59 and over	18·80	1·57	9·40

TABLE II

(b) SERVICE OF A WOMAN WHO IS A NURSE, MENTAL HEALTH OFFICER, PHYSIOTHERAPIST, MIDWIFE OR HEALTH VISITOR WHO ENTERS EMPLOYMENT IN WHICH SUPERANNUATION BENEFITS ARE PAYABLE AT THE AGE OF 55.

Age (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
	Year (2)	Month (3)	Year (4)
Under 25	£ 7.40	£ .62	£ 2.00
25 and under 26	7.76	.65	2.17
26 " " 27	8.32	.69	2.58
27 " " 28	8.88	.74	2.99
28 " " 29	9.44	.79	3.41
29 " " 30	10.00	.83	3.82
30 " " 31	10.56	.88	4.23
31 " " 32	11.12	.93	4.64
32 " " 33	11.69	.97	5.05
33 " " 34	12.25	1.02	5.46
34 " " 35	12.81	1.07	5.87
35 " " 36	13.37	1.11	6.28
36 " " 37	13.93	1.16	6.69
37 " " 38	14.49	1.21	7.10
38 " " 39	15.05	1.25	7.52
39 " " 40	15.61	1.30	7.84
40 " " 41	15.96	1.33	7.98
41 " " 42	16.24	1.35	8.12
42 " " 43	16.52	1.38	8.26
43 " " 44	16.80	1.40	8.40
44 " " 45	17.08	1.42	8.54
45 " " 46	17.36	1.45	8.68
46 " " 47	17.64	1.47	8.82
47 " " 48	18.15	1.51	9.08
48 " " 49	18.68	1.56	9.34
49 " " 50	19.22	1.60	9.61
50 " " 51	19.75	1.65	9.88
51 " " 52	20.28	1.69	10.14
52 " " 53	20.82	1.73	10.41
53 " " 54	21.35	1.78	10.67
54 " " 55	21.88	1.82	10.94
55 and over	22.00	1.83	11.00

**TABLE III**  
**SERVICE AS A PRACTITIONER**

Age (1)	Amount of transfer value appropriate in respect of each £1 of accrued pension (2)
	£
Under 29	4.00
29 and under 30	4.03
30 " " 31	4.22
31 " " 32	4.41
32 " " 33	4.60
33 " " 34	4.80
34 " " 35	4.99
35 " " 36	5.18
36 " " 37	5.37
37 " " 38	5.56
38 " " 39	5.76
39 " " 40	5.95
40 " " 41	6.14
41 " " 42	6.33
42 " " 43	6.52
43 " " 44	6.74
44 " " 45	7.00
45 " " 46	7.26
46 " " 47	7.52
47 " " 48	7.78
48 " " 49	8.04
49 " " 50	8.30
50 " " 51	8.56
51 " " 52	8.82
52 " " 53	9.08
53 " " 54	9.35
54 " " 55	9.72
55 " " 56	10.09
56 " " 57	10.45
57 " " 58	10.82
58 " " 59	11.19
59 " " 60	11.56
60 " " 61	11.92
61 " " 62	12.29
62 " " 63	12.66
63 " " 64	13.02
64 " " 65	13.39
65 and over	13.50

TABLE IV

(a) SERVICE OF A MALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR

Age  (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
	Year (2)	Month (3)	Year (4)
Under 25	£ 5.00	£ .42	£ 1.80
25 and under 26	5.00	.42	1.80
26 " " 27	5.21	.43	1.80
27 " " 28	5.42	.45	1.83
28 " " 29	5.63	.47	2.04
29 " " 30	5.84	.49	2.24
30 " " 31	6.05	.50	2.45
31 " " 32	6.26	.52	2.66
32 " " 33	6.47	.54	2.87
33 " " 34	6.72	.56	3.07
34 " " 35	7.00	.58	3.28
35 " " 36	7.28	.61	3.49
36 " " 37	7.56	.63	3.69
37 " " 38	7.84	.65	3.90
38 " " 39	8.13	.68	4.06
39 " " 40	8.41	.70	4.20
40 " " 41	8.69	.72	4.35
41 " " 42	8.97	.75	4.49
42 " " 43	9.25	.77	4.63
43 " " 44	9.54	.80	4.77
44 " " 45	9.82	.82	4.91
45 " " 46	10.10	.84	5.05
46 " " 47	10.38	.87	5.19
47 " " 48	10.66	.89	5.33
48 " " 49	10.97	.91	5.48
49 " " 50	11.43	.95	5.72
50 " " 51	11.90	.99	5.95
51 " " 52	12.36	1.03	6.18
52 " " 53	12.82	1.07	6.41
53 " " 54	13.29	1.11	6.64
54 " " 55	13.75	1.15	6.88
55 " " 56	14.22	1.19	7.11
56 " " 57	14.68	1.22	7.34
57 " " 58	15.14	1.26	7.57
58 " " 59	15.61	1.30	7.80
59 " " 60	16.07	1.34	8.04
60 " " 61	16.54	1.38	8.27
61 " " 62	17.00	1.42	8.50
62 " " 63	17.00	1.42	8.50
63 " " 64	17.00	1.42	8.50
64 and over	17.00	1.42	8.50



TABLE IV

(b) SERVICE OF A FEMALE OFFICER WHOSE EMPLOYMENT IS BY WAY OF MANUAL LABOUR

Age  (1)	Amount of transfer value appropriate in respect of each £100 of remuneration in relation to each completed period of service, namely:—		
	Contributing Service		Non-Contributing Service
	Year (2)	Month (3)	Year (4)
	£	£	£
Under 20	4.60	.38	.30
20 and under 21	4.60	.38	.30
21 " " 22	4.77	.40	.37
22 " " 23	4.99	.42	.56
23 " " 24	5.21	.43	.75
24 " " 25	5.43	.45	.94
25 " " 26	5.65	.47	1.14
26 " " 27	5.87	.49	1.33
27 " " 28	6.10	.51	1.52
28 " " 29	6.32	.53	1.71
29 " " 30	6.54	.55	1.90
30 " " 31	6.76	.56	2.10
31 " " 32	7.01	.58	2.42
32 " " 33	7.48	.62	2.79
33 " " 34	7.96	.66	3.16
34 " " 35	8.44	.70	3.53
35 " " 36	8.92	.74	3.90
36 " " 37	9.40	.78	4.27
37 " " 38	9.87	.82	4.63
38 " " 39	10.35	.86	5.00
39 " " 40	10.83	.90	5.37
40 " " 41	11.31	.94	5.65
41 " " 42	11.79	.97	5.89
42 " " 43	12.26	1.02	6.13
43 " " 44	12.74	1.06	6.37
44 " " 45	13.22	1.10	6.61
45 " " 46	13.70	1.14	6.85
46 " " 47	14.18	1.18	7.09
47 " " 48	14.65	1.22	7.33
48 " " 49	15.13	1.26	7.57
49 " " 50	15.61	1.30	7.81
50 " " 51	16.09	1.34	8.04
51 " " 52	16.57	1.38	8.28
52 " " 53	17.04	1.42	8.52
53 " " 54	17.52	1.46	8.76
54 " " 55	18.00	1.50	9.00
55 " " 56	18.48	1.54	9.24
56 " " 57	18.96	1.58	9.48
57 " " 58	19.43	1.62	9.72
58 " " 59	19.91	1.66	9.96
59 " " 60	20.39	1.70	10.20
60 and over	20.40	1.70	10.20

Given under the official seal of the Minister of Health on 2nd December 1966.

(L.S.)

Kenneth Robinson,  
Minister of Health.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These regulations amend the National Health Service (Superannuation) Regulations 1961 which are made under section 67(1) of the National Health Service Act 1946 and which provide for the superannuation of persons engaged in the National Health Service (except employees of local health authorities and local education authorities).

The main changes are—

- (a) the introduction of a revised basis for calculating the benefits payable to medical and dental practitioners (regulations 3 to 12);
- (b) the introduction of a revised basis for calculating the benefits payable to part-time hospital specialists and other part-time officers (regulations 13 to 20);
- (c) the introduction of optional arrangements for widows' pensions at an increased rate in lieu of certain lump sum benefits, and of a system of allowances for the dependent children of deceased officers and pensioners (regulations 21 to 23 and schedule 1);
- (d) the payment of superannuation benefits at normal retiring age to officers with a minimum of ten years' service who are made redundant before age 55 (regulations 24 and 25). (The existing regulations giving title to pension and retiring allowance are re-enacted in an amended form);
- (e) the discontinuation of the employers' supplementary contribution (regulation 29(2));
- (f) the extension in certain circumstances of the time limits within which movements between the National Health Service and other approved schemes must take place for superannuation rights to be transferred (regulations 33 and 51);
- (g) the abatement of pensions of re-employed practitioners is to be reckoned by reference to their earnings in the best three consecutive years before retirement instead of in the last three years, and a method of assessing abatement is specified where pensioners are re-employed for short periods or at varying remuneration (regulation 41);
- (h) provision for the 1961 Regulations to cease to apply to staff of the Medical Research Council who elect to become subject to other superannuation arrangements made by the Council (regulation 48);
- (i) raising the limit on the superannuable remuneration of a dental practitioner from £3,500 to £6,000 per annum (regulation 50(b));
- (j) the revision of actuarial tables set out in the regulations and of the rules for applying them (regulations 57 and 58 and schedules 2 and 3);
- (k) transitional provisions enabling practitioners and part-time specialists with service as such before the operative date of these regulations to have the existing basis for calculating their benefits applied if that would be to their advantage (regulation 59).

The National Health Service (Superannuation) (Amendment) Regulations 1962 are revoked entirely by regulation 60, but certain provisions of those regulations are reproduced in regulations 24, 25(2) and 59(3)(b).

Regulation 41 of the regulations comes into force on 1st January 1967 and the remaining provisions on 15th December 1966.