

1968 No. 2071

## PENSIONS

**The Superannuation (Public and Judicial Offices)  
(Amendment) Rules 1968**

<i>Made</i>	24th December 1968
<i>Laid before Parliament</i>	7th January 1969
<i>Coming into Operation</i>	8th January 1969

The Minister for the Civil Service, in exercise of the powers conferred on him by section 38 of the Superannuation Act 1965<sup>(a)</sup> and article 2(1)(c) of the Minister for the Civil Service Order 1968<sup>(b)</sup>, and of all other powers enabling him in that behalf, hereby makes the following Rules:—

1. The Superannuation (Public Offices) Rules 1967<sup>(c)</sup> shall be amended by substituting, in Rule 1(3)(a) thereof (which provides that a person shall be deemed to have been continuously employed in two public offices if he was employed in the first public office in a pensionable capacity and he became employed in the second public office within 31 days of ceasing to be employed in the first), for the figures “31” the figures “32”.

2. The Superannuation (Judicial Offices) Rules 1968<sup>(d)</sup> shall be amended—

(a) by substituting, in Rule 1(3) thereof (which provides that a person shall be deemed to have been continuously employed in two judicial offices if he became employed in the second office within 31 days of ceasing to be employed in the first), for the figures “31” the figures “32”; and

(b) by substituting for paragraph (1) of Rule 4 thereof (which defines the expression “judicial office”) the following paragraph:—

“(1) In these Rules, unless the context otherwise requires, the expression “judicial office” means any office which—

(a) is a public office within the meaning of section 39 of the Superannuation Act 1965, and

(b) is listed, or treated by virtue of any enactment as listed, in Schedule 1 to the Administration of Justice (Pensions) Act 1950<sup>(e)</sup>,

but does not, in relation to any person, include any such office if the Superannuation Act 1965 applies to him in respect of his service in that office.”

3. The Interpretation Act 1889<sup>(f)</sup> shall apply for the interpretation of these Rules as it applies for the interpretation of an Act of Parliament.

4. These Rules may be cited as the Superannuation (Public and Judicial Offices) (Amendment) Rules 1968, and shall come into operation on 8th January 1969.

(a) 1965 c.74.

(c) S.I. 1967/364 (1967 I, p.1243).

(e) 1950 c.11 (14 & 15 Geo. 6).

(b) S.I. 1968/1656 (1968 III, p. 4485).

(d) S.I. 1968/1363 (1968 II, p. 3792).

(f) 1889 c.63.

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Given under the official seal of the Minister for Civil Service on 24th December 1968.

(L.S.)

*J. E. Herbecq.*  
Authorised by the Minister  
for the Civil Service.

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### EXPLANATORY NOTE

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

These Rules amend the Superannuation (Public Offices) Rules 1967 and the Superannuation (Judicial Offices) Rules 1968, which make provision for pensions payable to persons who have served in two or more public offices and two or more judicial offices respectively.

For the removal of doubt, both sets of Rules, by increasing from 31 days to 32 days the period within which persons to whom the Rules apply must, after ceasing to be employed in one office, become employed in another office, ensure that an interval of up to a full calendar month may be ignored.

In the 1968 Rules the definition of "judicial office" is amended so as to make it clear that the definition covers only judicial offices which are public offices within the meaning of s.39 of the Superannuation Act 1965.