
STATUTORY INSTRUMENTS

1971 No. 1316

PENSIONS

The Pensions (Preservation of Increases) Order 1971

Made - - - - 9th August 1971

Coming into Operation 1st September 1971

THE PENSIONS (PRESERVATION OF INCREASES) ORDER 1971

1. Citation and commencement
 2. Construction
 3. Interpretation and use of Tables
 4. Application of order, and revocation of superseded provisions
 5. Ascertainment of 1971 rate
 6. Effect on 1971 rate of war increases (Tables I, II and III)
 7. Apportionments for 1971 rate in case of double pension (Tables I, II, III and IV)
 8. Adaptations for 1971 rate for derivative pensions under Superannuation Acts 1965 and 1967
 9. Amount of supplement
 10. Continuation for certain earnings-related pensions of increase under 1944 Act and 1956 Act
- Signature

SCHEDULE 1 — PROVISIONS REPEATED FROM 1971 ACT

PART I — INTERPRETATIVE PROVISIONS

Meaning of “pension” and “beginning” (1) For purposes of this Act “pension” includes (subject to section...

PART II — GRATUITIES TO WHICH ORDER APPLIES

(8) The gratuities to which subsection (7) above applies are—...

SCHEDULE 2 — PENSIONS TO WHICH ORDER APPLIES

[NOTE: The paragraphs in this Schedule are numbered to match...

PART I — STATE PENSIONS

Ministerial and parliamentary

2. A pension payable under the Lord Chancellor's Pension Act 1832.[1962...

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3. A pension payable under Mr. Speaker Morrison's Retirement Act 1959....

Civil service

4. A pension payable under the Superannuation Acts 1965 and 1967:—...

Administration of justice

5. A pension payable under any of the following:—
6. A pension payable out of the Consolidated Fund or out...
7. A pension payable under section 9 of the County Courts...
8. A pension payable under section 20 of the Sheriff Courts...
9. A pension payable under section 34(1) of the Courts-Martial (Appeals)...
10. A pension payable under section 4(5) of the Criminal Justice...
13. A pension payable under the Police Magistrates (Superannuation) Acts 1915...

Police and firemen

14. A pension payable by a Secretary of State under the...
15. A pension payable by a Secretary of State under the...
16. A pension payable by a Secretary of State in accordance...

Teachers

17. A pension payable under the Elementary School Teachers (Superannuation) Acts...
18. A pension payable under the Teachers (Superannuation) Acts 1918 to...
19. A pension payable under the Education (Scotland) Acts 1939 to...
20. A pension payable under regulations made under section 1 of...
21. A pension payable under the Teachers Superannuation (Scotland) Act 1968....

National health service

22. A pension payable by a Secretary of State under or...
23. A pension payable by a Secretary of State in consequence...

National insurance

24. A pension payable by a Secretary of State in pursuance...
25. A pension payable in pursuance of rules made under section...

Diplomatic, colonial and overseas service

27. A pension payable under the Governors Pensions Acts 1957 and...
28. A pension payable under the Judges Pensions (India and Burma)...
29. A pension payable under the Diplomatic Salaries &c. Act 1869....

Service in Ireland

30. A pension payable under Schedule 8 to the Government of...
31. A pension payable to or in respect of an existing...
32. A pension payable under the enactments relating to pensions of...

Miscellaneous

- 34. A pension payable under the following (compensation to tax collectors...
 - 36. A widow's pension payable by a Secretary of State in...
- PART II — PENSIONS OUT OF LOCAL FUNDS

Local government service

- 39. A pension payable by a local authority in respect of...

Administration of justice

- 40. A pension payable under section 33 of the Justices of...
- 41. A pension payable by a local authority under Part I...
- 42. A pension payable under section 22 of the Administration of...

Police and firemen

- 43. A pension payable under any of the following:—
- 44. A pension payable by a local authority, in respect of...
- 45. A pension payable by a local authority in respect of—...
- 46. A derivative pension payable under the Police Pensions Act 1921...

Court and police staffs

- 47. A pension payable by a local authority in England or...
- 49. A pension payable by the Greater London Council under any...
- 50. A pension payable under section 15(1) to (7) of the...
- 51. A pension payable by a local authority, or by a...

Probation and after-care service

- 53. A pension payable in accordance with regulations under Schedule 4...
- 54. A pension payable by a local authority in England and...

Teachers and school staff

- 56. A pension payable by a local authority under section 14(3)(b)...
- 57. A pension payable by a local authority in England or...
- 58. A pension payable by a local authority in England or...
- 59. A pension payable by a local authority in respect of...

Miscellaneous

- 60. A pension payable by a local authority under any enactment...
 - 61. A pension payable under section 6 of the Coroners (Amendment)...
 - 62. A pension payable by a local authority in respect of...
 - 64. A pension payable by a local authority by way of...
- PART III — OTHER PENSIONS
- 65. A pension payable by the trustees of a trustee savings...
 - 66. A pension payable in respect of service with, or as...
 - 67. A pension payable by the Greater London Council or the...
 - 68. A pension payable by the council of the London borough...

SCHEDULE 3 — PROVISIONS REVOKED

- Trustee savings banks
- Article 5 of the Trustee Savings Banks (Pensions) Order 1955....

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The Trustee Savings Banks (Increase of Pensions) Order 1956.
The Trustee Savings Banks (Increase of Pensions) Order 1959.
The Trustee Savings Banks (Increase of Pensions) Order 1963.
Metropolitan civil staffs
The Metropolitan Police Staffs (Increase of Superannuation Allowances) Order 1956....
The Metropolitan Police Staffs (Increase of Superannuation Allowances) Order 1960....
The Metropolitan Police Staffs (Increase of Superannuation Allowances) Order 1963....
The Metropolitan Police Staffs (Increase of Superannuation Allowances) Order 1966....

NOTE:—

In the case of earnings-related pensions beginning on or after...

In these cases, the right-hand division of the Table does...

In the cases given below the 1971 rate is to...

NOTES:—

Except in relation to pensions mentioned in Article 5(6) of...

The 1971 rate with supplement cannot be given in this...

The right-hand division of this Table assumes, for the higher...

NOTES:—

This part of the Table gives the 1971 rate for...

The supplement is of the amount given in column 3,...

Relevant rate of pension For flat-rate pensions within the 1944...

(2) Choice of 1969 standard or 1971 rate

Except for pensions beginning at the periods mentioned below in...

NOTES:—

This part of the Table gives (so far as relevant)...

The rate of pension to be used in finding the...

Notes

1. The 1944 element for any pension, when it is...

A. War increases for earnings-related pensions (effect on head 1...

2.—(1) Where head 1 of Table I, II or III...

(2) Where head 1 of Table I, II or III...

In a case within this paragraph the 1971 rate with...

B. Adjusted 1944 element for earnings-related pensions with averaging period...

3.—(1) In the case of an earnings-related pension beginning on...

(2) The amount mentioned in paragraph (1)(b) above is to...

(3) Where the adjusted 1944 element obtained under this note...

(4) The 1946 basic rate of a pension is that...

C. Adjusted 1944 element in cases of apportionment

4.—(1) Where the adjusted 1944 element of a pension is...

(2) If the pension in question or another aggregable pension...

(3) The pensions aggregable for this purpose are limited to...

5. Where Table IIIA and IVA is to be used...

Notes

1.—(1) This Table gives the amount of the 1952 element...

(2) Column 2 gives the full amount of the 1952...

2.—(1) On an apportionment under Article 7 the 1952 element...

(2) On an apportionment under Article 7(1), if no reduction...

(3) Where the 1952 element is to be reduced on...

3.—(1) In determining the adjusted 1952 element for any pension...

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(2) In these notes “relevant rate” means in relation to...

(3) Where any of the aggregable pensions is not one...

Notes

1. Except for cases within note 2 below, column 2...

2.—(1) If— the pensioner is, or is to be treated...
then the amount of the supplement is to be obtained...

(2) The 1971 rate with supplement included (as given in...

(3) Where any of the aggregable pensions is not one...

Explanatory Note