



- (b) an earlier office of his where the amount of that pension would have been based on that salary, but if that office had ceased to exist before the date on which he ceased to hold his last office, the annual salary shall be taken to be such as the Lord Chancellor or the Secretary of State with the concurrence of the Treasury may determine it would have been had the earlier office continued to exist.

*Transitional provision*

4. Unless he elects otherwise, this Order shall not apply in relation to any office holder who ceases to hold office for the purposes of the principal Order before the commencement of this Order.

*Revocation*

5. The Pensions (Miscellaneous Offices) (Preservation of Benefits) (Amendment) Order 1986(a) is hereby revoked.

*T. Garel-Jones,*  
*Donald Thompson,*  
Two of the Lords Commissioners  
of Her Majesty's Treasury.

Dated 3rd June 1986.

---

EXPLANATORY NOTE

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

This Order amends the Pensions (Miscellaneous Offices) (Preservation of Benefits) Order 1977; it supersedes and revokes the Pensions (Miscellaneous Offices) (Preservation of Benefits) (Amendment) Order 1986. It makes it clear that the preserved pension of a holder of an office listed in the Schedule to that Order is to be calculated by reference to his salary immediately before retirement (subject to any increases made pursuant to the Pensions Increase legislation) rather than by reference to the salary he would have been earning had he retired at the time when the pension became due for payment.

---

(a) S.I. 1986/465.



SI 1986/940  
ISBN 0-11-066940-1

