



Resident Magistrates' Pensions Act (Northern Ireland) 1960

1960 CHAPTER 2

GENERAL AND FINANCIAL

13 Allocation by certain retired resident magistrates of part of their pensions to their wives.

- (1) [^{F1}The Treasury] may make rules for securing that, in such circumstances and subject to such conditions as to proof of good health and other matters as may be specified in the rules, a retired resident magistrate under the age of seventy who has retired from office (otherwise than on the ground of ill-health) after the passing of this Act, and who has married [^{F2}or formed a civil partnership] since his retirement shall, subject to sub-section (2), be allowed to surrender, as from the date of his marriage [^{F3}or of the formation of the civil partnership] , in return for the benefits allowed under the rules such part of his personal pension as may be specified in the rules, and for enabling [^{F1} the Treasury] to grant to his [^{F4}spouse or civil partner] a pension of such value as, according to tables prepared from time to time by [^{F1} the Treasury], is actuarially equivalent, at that date, to the value of that part of the personal pension which is surrendered.
- (2) The part of a personal pension surrendered by a person under this section, together with any part thereof surrendered under section twelve, shall not exceed one-third of that pension.
- (3) Sub-sections (2) and (3) of section twelve, so far as they apply to surrenders made for the benefit of [^{F5}spouses and civil partners] and pensions granted to [^{F5}spouses and civil partners] , shall apply also to surrenders under this section and pensions granted by virtue thereof, but as if any reference to the date of retirement was a reference to the date of the marriage [^{F6}or of the formation of the civil partnership] .
- (4) Rules made under this section shall be subject to negative resolution.

Changes to legislation: There are currently no known outstanding effects for the Resident Magistrates' Pensions Act (Northern Ireland) 1960, Section 13. (See end of Document for details)

- F2** Words in s. 13(1) inserted (13.1.2020) by The Marriage (Same-sex Couples) and Civil Partnership (Opposite-sex Couples) (Northern Ireland) Regulations 2019 (S.I. 2019/1514), regs. 1(2), **56(7)(a)(i)** (with regs. 6-9)
- F3** Words in s. 13(1) inserted (13.1.2020) by The Marriage (Same-sex Couples) and Civil Partnership (Opposite-sex Couples) (Northern Ireland) Regulations 2019 (S.I. 2019/1514), regs. 1(2), **56(7)(a)(ii)** (with regs. 6-9)
- F4** Words in s. 13(1) substituted (13.1.2020) by The Marriage (Same-sex Couples) and Civil Partnership (Opposite-sex Couples) (Northern Ireland) Regulations 2019 (S.I. 2019/1514), regs. 1(2), **56(7)(a)(iii)** (with regs. 6-9)
- F5** Words in s. 13(3) substituted (13.1.2020) by The Marriage (Same-sex Couples) and Civil Partnership (Opposite-sex Couples) (Northern Ireland) Regulations 2019 (S.I. 2019/1514), regs. 1(2), **56(7)(b)(i)** (with regs. 6-9)
- F6** Words in s. 13(3) inserted (13.1.2020) by The Marriage (Same-sex Couples) and Civil Partnership (Opposite-sex Couples) (Northern Ireland) Regulations 2019 (S.I. 2019/1514), regs. 1(2), **56(7)(b)(ii)** (with regs. 6-9)

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