

EXPLANATORY NOTE

(This note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations replace and bring up to date the Public Health (Tuberculosis) Regulations (Northern Ireland), 1947; they prescribe the type of forms to be used by and the amount of the fee to be paid to a medical practitioner for the notification of cases of tuberculosis.

1959. Nos. 50, 51

As these Orders have been classified as local they are not printed at length in this volume. A summary of each Order is given in the List of Statutory Rules of a Local Character under the heading LOCAL GOVERNMENT.

1959. No. 52

[NC]

ULSTER SPECIAL CONSTABULARY

Pensions

REGULATIONS DATED 20TH MARCH, 1959, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT, 1914, AS EXTENDED AND AMENDED BY THE CONSTABULARY ACT (NORTHERN IRELAND), 1922, AND THE CONSTABULARY (PENSIONS) ACT (NORTHERN IRELAND), 1949.

I, the Right Honourable W. W. B. Topping, Q.C., Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by the Special Constables Act, 1914(a), as extended and amended by Section Eight of the Constabulary Act (Northern Ireland), 1922(b), and by sub-section (4) of Section Four of the Constabulary (Pensions) Act (Northern Ireland), 1949(c), and of all other powers enabling me in that behalf, do hereby make the following Regulations:—

1. For paragraph (3) of Regulation 15 of the Ulster Special Constabulary Pensions Regulations, 1950, as set out in Regulation 3 of the 1955 Regulations there shall be substituted the following paragraph:—

“(3) The increase which may be granted in a pension to which this Regulation refers, including such a pension increased before the 27th January, 1958, shall be an amount not exceeding seventy shillings a week during the first thirteen

(a) 4. & 5. Geo. 5. c. 61.

(c) 1949. c. 9.

(b) 12. & 13, Geo. 5, c. 8. (N.I.)

weeks that the pension is payable and thereafter during the periods and in the conditions set out in Part II of the Second Schedule an amount not exceeding fifty shillings a week."

2. In paragraph (2) of Regulation 16 of the said Regulations as set out in Regulation 26 of the 1958 Regulations for the words "1st January, 1957" there shall be substituted the words "27th January, 1958".

3. For paragraph (4) of Regulation 17 of the said Regulations as set out in Regulation 5 of the 1955 Regulations and amended by Regulation 6 of the 1958 Regulations there shall be substituted the following paragraph:—

"(4) The amount up to which the pension may be increased shall be the amount which shall be increased in accordance with the provisions of paragraphs (4), (4A) and (4D) of Regulation 56 of one-sixth of her husband's annual pensionable pay for a week, together with, for the first thirteen weeks that the pension is payable, an amount not exceeding seventy shillings a week and thereafter, during the period and in the conditions set out in Part II of the Second Schedule, an amount not exceeding fifty shillings a week:

Provided that, where the date on which the widow becomes entitled to a widow's special pension is the 1st July, 1949, or any later date this paragraph shall apply as though for the words "annual pensionable pay" there were substituted the words "average pensionable pay."

4. For paragraph (6) of Regulation 21 of the said Regulations as set out in Regulation 8 of the 1958 Regulations there shall be substituted the following paragraph:—

"(6) The rate up to which the pension referred to in paragraph (3) may be increased or the rate at which the pension referred to in paragraph (4) may be granted shall not exceed the rate up to which the pension could be increased if it had been awarded under the provisions of Regulation 14 and were increaseable under the provisions of Regulation 15:

Provided that if the pension referred to in paragraph (3) is a widow's special pension, including such a pension increased before the 27th January, 1958, it may be increased by an amount not exceeding fifty shillings a week."

5. In paragraph (8) of Regulation 31 of the said Regulations as set out in Regulation 8 of the 1955 Regulations and amended by Regulation 29 of the 1958 Regulations for the words "1st January, 1957" there shall be substituted the words "27th January, 1958".

6. In Regulation 59 of the said Regulations as set out in Regulation 18 of the 1956 Regulations for the words "Special Constable Senior Clerk" there shall be substituted the words "Assistant Paymaster".

7. In paragraph (b) of Part IX of the Second Schedule to the said Regulations as set out in Regulation 35 of the 1958 Regulations for the words "eight shillings and six pence" there shall be substituted the words "twelve shillings".

8.—(1) In paragraph 2 of Part III of the Third Schedule to the said Regulations as amended by Regulation 16 of the 1952 Regulations, Regulation 26 of the 1954 Regulations and Regulation 11 of the 1955 Regulations for the words "eighteen shillings a week" there shall be substituted the words "twenty-seven shillings and six pence a week".

(2) For sub-paragraph (a) and (b) of paragraph 3 of the said Part III as set out in Regulation 12 of the 1955 Regulations and amended by Regulation 36 of the 1958 Regulations there shall be substituted the following sub-paragraphs:—

- "(a) in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act (Northern Ireland), 1945(a), or that one of those children so included who is older than the others to a rate not exceeding twenty shillings a week;
- (b) in any other case to a rate not exceeding seventeen shillings a week."

9.—(1) In paragraph 2 of Part IIIA of the Third Schedule to the said Regulations as amended by Regulation 16 of the 1952 Regulations, Regulation 27 of the 1954 Regulations and Regulation 11 of the 1955 Regulations for the words "eighteen shillings a week" there shall be substituted the words "twenty-seven shillings and six pence a week".

(2) For sub-paragraphs (a) and (b) of paragraph 3 of the said Part IIIA as set out in Regulation 13 of the 1955 Regulations and amended by Regulation 37 of the 1958 Regulations there shall be substituted the following sub-paragraphs:—

- "(a) in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act (Northern Ireland), 1945, or that one of those children so included who is older than the others to a rate not exceeding twenty shillings a week;
- (b) in any other case to a rate not exceeding seventeen shillings a week."

10.—(1) In paragraph 1 of Part VI of the Third Schedule to the said Regulations as set out in Regulation 14 of the 1955 Regulations and amended by Regulation 38 of the 1958 Regulations for the words "sixteen shillings and six pence" wherever they occur there shall be substituted the words "twenty shillings" and for the words "eight shillings and six pence" there shall be substituted the words "twelve shillings".

(2) For paragraph 2 of the said Part VI as set out in Regulation 14 of the 1955 Regulations there shall be substituted the following paragraph:—

"2.—(1) Where a child is entitled to an allowance under paragraph (1) of Regulation 31 and the amount of the allowance as ascertained under the provisions of the said Regulation is less than the appropriate amount set out in sub-paragraph (2) hereunder or where a child is granted an allowance under paragraph (5) of the said Regulation 31 and (a) the person in respect of whose death the allowance is payable was his father, and (b) the mother of the child is dead, then in respect of any week during which no person is receiving a guardian's allowance under the National Insurance Act (Northern Ireland), 1946(a), in respect of that child and no grant is payable to or in respect of the child out of any Naval, Military or Air Force fund in pursuance of any Royal Warrant or other instrument or under any scheme made under the Personal Injuries (Emergency Provisions) Act, 1939(b)—

- (i) the increase in the amount of the allowance under paragraph (1) of Regulation 31 as so ascertained shall be the difference between that amount and the appropriate amount set out in sub-paragraph (2) hereunder, or
- (ii) the allowance granted under paragraph (5) of Regulation 31 shall be equal to the appropriate amount so set out.

(2) The appropriate amount referred to in the preceding sub-paragraph shall be—

- (a) twenty-seven shillings and six pence in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act (Northern Ireland), 1945, or that one of those children so included who is older than the others;
- (b) nineteen shillings and six pence in the case of a child who is the first child other than the elder or eldest so included; or
- (c) seventeen shillings and six pence in the case of any other child so included."

11. For Part I of the Fourth Schedule to the said Regulations as set out in Regulation 23 of the 1956 Regulations there shall be substituted the following:—

PART I

Staff Officer

Assistant Staff Officer

Superintendent, Royal Ulster Constabulary Stores

Paymaster

Assistant Paymaster

Headquarters Clerk

Special Service Driver

(a) 1946. c. 23.

(b) 2 & 3 Geo. 6, c 82.