

1971. No. 408

[NC]

**ULSTER SPECIAL CONSTABULARY****Pensions**

REGULATIONS, DATED 31ST DECEMBER 1971, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT 1914, AS EXTENDED AND AMENDED BY THE CONSTABULARY ACT (NORTHERN IRELAND) 1922.

I, THE RIGHT HONOURABLE BRIAN FAULKNER, Minister of Home Affairs, in exercise of the powers conferred on me by the Special Constables Act 1914(a) as extended and amended by section 8 of the Constabulary Act (Northern Ireland) 1922(b) and of all other powers enabling me in that behalf, do hereby make the following Regulations:—

*Citation and commencement*

1. These Regulations may be cited as the Ulster Special Constabulary Pensions (Amending) (No. 2) Regulations 1971 and shall have effect as from 1st September 1971.

*Amendments to the Ulster Special Constabulary Pensions Regulations 1950*

2. The Ulster Special Constabulary Pensions Regulations 1950(c), as amended(d), shall be further amended as follows:—

- (1) In each of the following provisions for the reference to paragraphs (4) to (4M) of Regulation 56 (or any of those paragraphs) there shall be substituted a reference to Part XA:
  - (a) Regulation 17(4);
  - (b) Regulation 21(2);
  - (c) Second Schedule, Part III, paragraph 1;
  - (d) Second Schedule, Part VIII, paragraph 2;
  - (e) Third Schedule, Part II, paragraphs 1 and 2.
- (2) In Regulation 21(1) the proviso shall be omitted.
- (3) After Part X there shall be inserted Part XA as set out in the Schedule to these Regulations.
- (4) In Regulation 56 paragraphs (4) to (4NN) shall be omitted.
- (5) For Part I of the Second Schedule there shall be substituted the following provisions:—

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

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

(c) S.R. & O. (N.I.) 1950, No. 97.

(d) By the following S.R. & O.s (N.I.):—1951, No. 123; 1952, No. 157; 1954, Nos. 30 and 119; 1955, No. 171; 1956, No. 75; 1958, No. 61; 1959, Nos. 52 and 89; 1960, No. 3; 1961, Nos. 94 and 177; 1963, No. 65; 1964, Nos. 49 and 159; 1965, No. 67; 1966, Nos. 69, 255 and 270; 1967, No. 305; 1968, No. 191; 1969, Nos. 64, 205 and 230; 1970, Nos. 99, 143 and 254; 1971, No. 405.

## "PART I

## WIDOW'S ORDINARY PENSION

1. Subject to paragraph 2 the amount of a widow's ordinary pension in respect of each week shall be as set out hereunder:—

If her husband at the time when he ceased to be a member—

- (a) held a rank higher than that of Paymaster, the widow's ordinary pension shall be at the rate of £4.47 a week;
- (b) held the rank of Paymaster, the widow's ordinary pension shall be at the rate of £3.88 a week;
- (c) held a rank lower than that of Paymaster, the widow's ordinary pension shall be at the rate of £3.31 a week."

(6) In Second Schedule, Part VII, paragraph 1, for the words from "the aggregate" to the end there shall be substituted the words "the aggregate is equal to the amount of one-half of her husband's pensionable pay for a week, which amount shall be increased in accordance with the provisions of Part XA of these Regulations, so however that the notional pension referred to in Regulation 52D shall not be treated as having begun for the purposes of the said Part XA and the Pensions (Increase) Act (Northern Ireland) 1971 earlier than 1st April 1952."

(7) In Second Schedule, Part VIII, paragraph 3—

- (a) for "65s. 2d." there shall be substituted "£4.47";
- (b) for "55s. 3d." there shall be substituted "£3.88"; and
- (c) for "45s. 10d." there shall be substituted "£3.31".

(8) In Second Schedule, Part VIII, for paragraph 4 there shall be substituted the following paragraph:—

"4. Where the husband was entitled to reckon at least 10 years' pensionable service the weekly amount of a widow's pension calculated in accordance with paragraph 3 shall be increased by 20p."

(9) In Third Schedule, Part I, paragraph 1—

- (a) for "23s. 0d." there shall be substituted "£1.36";
- (b) for "19s. 11d." there shall be substituted "£1.18"; and
- (c) for "18s. 2d." there shall be substituted "£1.08".

(10) In Third Schedule, Part I, paragraph 2—

- (a) for "37s. 10d." there shall be substituted "£2.24";
- (b) for "32s. 4d." there shall be substituted "£1.92"; and
- (c) for "28s. 1d." there shall be substituted "£1.66".

Dated this 31st day of December 1971.

*Brian Faulkner,*  
Minister of Home Affairs  
for Northern Ireland,

## SCHEDULE

## "PART XA

**Application of the Pensions (Increase) Act (Northern Ireland) 1971***Increase by reference to the Pensions (Increase) Act (Northern Ireland) 1971*

52D. Where it is provided in these Regulations that for the purpose of calculating an award (hereinafter referred to in this Part as "the relevant award") an amount shall be increased in accordance with this Part it shall be increased by the amount, if any, by which a pension, within the meaning of the Pensions (Increase) Act (Northern Ireland) 1971(e) of the amount first mentioned would from time to time be increased under sections 1 and (6)(1), or under an order made under section 2, of that Act if—

- (a) the person concerned were in receipt of such a pension (hereinafter referred to in this Part as "the notional pension");
- (b) the notional pension were one of the pensions which are specified in paragraph 4 of Schedule 2 to that Act;
- (c) the notional pension were subject to any regulations under section 5(3) of that Act applicable to a pension so specified; and
- (d) save as otherwise provided in these Regulations, the notional pension began within the meaning of that Act, on the date on which the relevant award so began.

*Preservation for certain purposes of benefit of previous increases*

52E.—(1) For the purpose of determining an increase under Regulation 52D by reference to section 6(1) of the said Act of 1971, the 1971 rate of the notional pension shall be ascertained in accordance with this Regulation and, save as hereinafter provided, the provisions of section 6(4), (5) and (6) of that Act shall not have effect.

(2) Where the relevant award was being paid on 31st August 1971, at a rate which included relevant increases, the 1971 rate of the notional pension shall be taken to be the amount first mentioned in Regulation 52D, together with the relevant increases as calculated at that date and expressed as an annual rate unless it is shown that that rate should have been revised or that there is a change of circumstances which would affect the 1971 rate if ascertained under paragraph (3).

(3) Where the relevant award does not fall within paragraph (2) the 1971 rate of the notional pension shall be ascertained in accordance with section 6(5) and (6) of the said Act of 1971 as if it were one of the pensions specified in paragraph 4 of Schedule 2 to that Act.

(4) Where the relevant award is a widow's pension which began within the meaning of the said Act on or before 1st April 1961, and paragraph (2) applies, then, unless the pensioner had attained the age of 70 on or before 31st August 1971, there shall be added to the 1971 rate of the notional pension as ascertained under paragraph (2) an amount prescribed by order of the Ministry of Finance under section 6(6) of that Act, in the case of a pension specified in paragraph 4 of Schedule 2 to the said Act of 1971, as corresponding to the increase provided for by section 2 of the Pensions (Increase) Act (Northern Ireland) 1963(f).

(5) In this Regulation any reference to relevant increases is a reference to increases in accordance with the appropriate provisions of Regulation 56(4) to (4M).

*Duration of increase in child's allowance*

52F. Where it is provided in these Regulations that for the purpose of calculating a child's allowance an amount shall be increased in accordance with this Part, then that amount shall be increased so long as the allowance is payable and accordingly Regulation 52D shall have effect for the said purpose as if section 3(3) were omitted from the Pensions (Increase) Act (Northern Ireland) 1971 (which provision would otherwise govern the duration of the increase)."

(e) 1971. c. 35 (N.I.).

(f) 1963. c. 3 (N.I.).

## EXPLANATORY NOTE

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

These Regulations contain amendments to the Ulster Special Constabulary Pensions Regulations 1950 to 1971, the purpose of which is (1) to increase flat-rate pensions and allowances to the extent to which they would be increased if the Pensions (Increase) Act (Northern Ireland) 1971 applied to them, and (2) to substitute for the provisions applying the former Pensions (Increase) Acts to widows' pensions and children's allowances related to police pay provisions applying the 1971 Pensions (Increase) Act.

Provision is also made for an increase from 1s 11d (10p) to 20p in the weekly amount added to the flat-rate pension payable to a widow whose husband paid pension contributions related to  $6\frac{1}{4}\%$  of his pay where the flat-rate is more favourable than the prescribed proportion of his average pensionable pay.

1971. No. 409

[C]

**LOCAL GOVERNMENT****Reduction of Rates on Dwelling-houses**

REGULATIONS\*, DATED 23RD DECEMBER 1971, MADE BY THE MINISTRY OF DEVELOPMENT UNDER SECTION 1 OF THE LOCAL GOVERNMENT (FINANCE) ACT (NORTHERN IRELAND) 1967.

The Ministry of Development in exercise of the powers conferred upon it by Section 1 of the Local Government (Finance) Act (Northern Ireland) 1967(a) hereby makes the following regulations:—

*Citation*

1. These Regulations may be cited as the Reduction of Rates on Dwelling-houses (No. 2) Regulations (Northern Ireland) 1971.

*Reduction of domestic rates*

2. The amount in the pound by which the rates levied by rating authorities on dwelling-houses are to be reduced for the financial year commencing 1st April 1972 shall be thirty new pence.

Sealed with the Official Seal of the Ministry of Development for Northern Ireland this 23rd day of December 1971.

(L.S.)

Roy H. Bradford,  
Minister of Development.

**EXPLANATORY NOTE**

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

These Regulations prescribe the reduction in the pound in rates to be levied by rating authorities on dwelling-houses for the financial year commencing on 1st April 1972.

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(a) 1967. c. 2. (N.I.).

\*These Regulations were confirmed by Resolutions of the Senate and of the House of Commons on the 1st day of February 1972.