

1973. No. 272

[C]

**LOCAL GOVERNMENT ETC.****Early Retirement of Officers**

REGULATIONS, DATED 13TH AUGUST 1973, MADE BY THE MINISTRY OF DEVELOPMENT UNDER ARTICLE 3 OF THE SUPERANNUATION (NORTHERN IRELAND) ORDER 1973.

The Ministry of Development, on behalf of the Secretary of State in exercise of the powers conferred by Article 3 of the Superannuation (Northern Ireland) Order 1973(a) and of any other powers enabling it in that behalf hereby makes the following regulations:—

## PART I

## PRELIMINARY

*Citation*

1. These regulations may be cited as the Local Government Etc. (Early Retirement of Officers) Regulations (Northern Ireland) 1973.

*Interpretation*

2.—(1) In these regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them:

“the Order” means the Superannuation (Northern Ireland) Order 1973;

“accrued pension”, in relation to a person duly entitled, means—

- (a) if his relevant superannuation scheme provided benefits in which he had a right to participate, the pension to which he would have become entitled under that scheme in respect of every employment which he ceases to hold on the day immediately before the payment date according to the method of calculation (modified where necessary for the purpose of giving effect to these regulations) prescribed by that scheme if, at the date on which he ceased to be subject to that scheme, he had attained normal retiring age and complied with any requirement of that scheme as to a minimum period of qualifying service or contribution and completed any payments in respect of added years which he was in the course of making; and
- (b) in any other case, such portion of the pension (if any) of which he had reasonable expectations as the new authority consider equitable, having regard to any practice of the employing authority, his age, the length of his employment at the date of termination of his employment in consequence of the notice of election and all the other circumstances of the case;

“accrued retiring allowance”, in relation to a person duly entitled, means—

- (a) if his relevant superannuation scheme provided benefits in which he had a right to participate, any lump sum payment to which he would have become entitled under that scheme in respect of every employment which he ceases to hold on the day immediately before the payment date according to the method of calculation (modified

where necessary for the purpose of giving effect to these regulations) prescribed by that scheme if, at the date on which he ceased to be subject to that scheme, he had attained normal retiring age and complied with any requirement of that scheme as to a minimum period of qualifying service or contribution and completed any payments in respect of added years which he was in the course of making; and

- (b) in any other case, such portion of the lump sum payment (if any) of which he had reasonable expectations as the new authority consider equitable, having regard to any practice of the employing authority, his age, the length of his employment at the date of termination of his employment in consequence of the notice of election and all the other circumstances of the case;

“added years”, in relation to a person duly entitled, means any additional years reckonable by virtue of the relevant superannuation scheme or under any similar provision contained in any other enactment or scheme, which have subsequently become reckonable under the relevant superannuation scheme;

“contributing service” and “non-contributing service” have the same meanings as in the relevant superannuation scheme;

“contributory employee”, “local Act contributor” and “local Act scheme” have the same meanings as in the Local Government Superannuation Act 1937(b);

“district council” means the council of a local government district within the meaning of section 1 of the Local Government Act (Northern Ireland) 1972(c);

“employing authority”, in relation to a person to whom these regulations apply, means the existing local authority, or other authority by whom he is employed;

“existing local authority” has the same meaning as in section 131(4) of the Local Government Act (Northern Ireland) 1972;

“Health and Social Services Board” means such a Board established under the Health and Personal Social Services (Northern Ireland) Order 1972(d);

“new authority” in relation to a person to whom these regulations apply means, subject to the provisions of regulations 10(3), 12 and 13, the authority, to whom he has been transferred by an order of transfer or, to whom he would, but for these regulations, be transferred by an order of transfer or in the case of a person who would otherwise have transferred under a scheme made under Article 77 of the Health and Personal Social Services (Northern Ireland) Order 1972 to the Ministry of Health and Social Services, a Health and Social Services Board, the Northern Ireland Central Services Agency for Health and Social Services, or the Northern Ireland Staffs Council for the Health and Social Services, the Ministry of Health and Social Services;

“normal retiring age” means—

- (a) in relation to any person to whom an age of compulsory retirement applies by virtue of the relevant superannuation scheme, or of the conditions of the employment terminated in consequence of the notice of election, that age; and

- (b) in relation to any other person, the age of 65 in the case of a man and 60 in the case of a woman;

(b) 1 Edw. 8 & 1 Geo. 6. c. 68.  
(c) 1972. c. 9 (N.I.).

(d) S.I. 1972, No. 1265 (N.I. 14).

“notice of election” means a notice which complies with the provisions of regulation 4(2);

“order of transfer”, in relation to a person to whom these regulations apply, means an order or scheme made under the relevant enactment which contains a provision as to the transfer of that person;

“payment date”, in relation to any person, means the date on which the sums specified in regulation 5(1), become payable in accordance with the provisions of regulation 5(9);

“pension scheme”, in relation to a person duly entitled, means any form of arrangement associated with his employment for the payment of superannuation benefits, whether subsisting by virtue of Act of Parliament, trust, contract or otherwise;

“person duly entitled” means a person who is described in regulation 3(1), and gives a notice of election and to whom no notice of objection has been given as described in Article 3(2) of the Order;

“reckonable service” has the same meaning as in Article 2 of the Order;

“relevant compensation provision” has the same meaning as in Article 2 of the Order;

“relevant superannuation scheme” has the same meaning as in Article 2 of the Order;

“relevant enactment” means:—

(a) the Housing Executive Act (Northern Ireland) 1971(e);

(b) the Local Government Act (Northern Ireland) 1972;

(c) the Electricity Supply (Northern Ireland) Order 1972(f);

(d) the Education and Libraries (Northern Ireland) Order 1972(g);

(e) the Health and Personal Social Services (Northern Ireland) Order 1972;

(f) the Fire Services Act (Northern Ireland) 1969(h) (as amended by the Fire Services (Northern Ireland) Order 1973(i);

“the Ministry concerned” has the same meaning as in the Local Government Act (Northern Ireland) 1972;

“scheme authority”, in relation to any person, means the authority maintaining the superannuation scheme or account in relation to that person.

(2) The holder of an office, appointment, place, situation or employment shall, for the purposes of these regulations, be regarded as an officer employed in that office, appointment, place, situation or employment and the expression “officer” and “employment” shall be construed accordingly.

## PART II

### ENTITLEMENT TO BENEFIT

#### *Persons to whom the regulations apply*

3.—(1) These regulations shall apply to any person who fulfils each of the following conditions—

(a) he is, or has been, the holder of any such office or is or has been in any such employment specified in paragraph (4);

(e) 1971. c. 5 (N.I.).

(f) S.I. 1972, No. 1072 (N.I. 9).

(g) S.I. 1972, No. 1263 (N.I. 12).

(h) 1969. c. 13 (N.I.).

(i) S.I. 1973, No. 601 (N.I. 9).

- (b) he entered that employment in such circumstances that his appointment was or would but for the reorganisation effected by the relevant enactment have been permanent;
- (c) he would, if he did not become a person duly entitled, be a person to whom an order of transfer would apply;
- (d) he attains or has attained the age of fifty on or before 30th September 1973;
- (e) he will not attain normal retiring age on or before 30th September 1973;
- (f) he has or will have five years' reckonable service to his credit on or before 30th September 1973;
- (g) on or before the payment date he gives to the new authority an undertaking that an amount equal to any sum received by him by way of return of superannuation contributions (including interest) after termination of the employment in consequence of the notice of election will immediately be paid—
  - (i) to the scheme authority if the provisions of his relevant superannuation scheme enable him to be credited with benefit attributable to such sum; or
  - (ii) to the new authority if the provisions of his relevant superannuation scheme do not enable him to be credited with benefit attributable to such sum;
- (h) he is alive on the payment date;
- (i) subject to the following provisions of this regulation he does not before the date which would otherwise be the payment date, accept an offer of employment by—
  - (i) a district council; or
  - (ii) a Health and Social Services Board; or
  - (iii) the Northern Ireland Central Services Agency for the Health and Social Services; or
  - (iv) the Northern Ireland Staffs Council for the Health and Social Services; or
  - (v) an Education and Library Board; or
  - (vi) the Northern Ireland Housing Executive; or
  - (vii) the Northern Ireland Electricity Service; or
  - (viii) the Fire Authority for Northern Ireland; or
  - (ix) the Northern Ireland Transport Holding Company; or
  - (x) a Northern Ireland Government Department; or
  - (xi) any local authority association in Northern Ireland;
- (j) in the case of a person in the employment of an existing local authority, except a person engaged wholly or mainly for health or welfare purposes, he does not before the date which would otherwise be the payment date, accept an offer of employment by any authority or body not mentioned in sub-paragraph (i) for the purposes of local government in Great Britain including an offer of employment with a water undertaking, fire authority, development corporation, or local authority association in which employment he is regarded as a chief officer or a deputy chief officer;
- (k) in the case of a person in the employment of any body mentioned in Article 74 of the Health and Personal Social Services (Northern Ireland) Order 1972, or in the employment of an existing local authority and who is wholly or mainly engaged for health or welfare

purposes, he does not before the date which would otherwise be the payment date, accept an offer of employment by any authority or body providing health services in Great Britain, where such offer of employment relates to a post specified for similar purposes in corresponding National Health Service regulations, or a post in local government in which he is regarded as a chief officer or deputy chief officer in personal social services.

(2) Where any person who between 1st October 1972 and the date these regulations came into operation accepted an offer of employment as specified in paragraph (1)(i), wishes to avail himself of the benefits of these regulations he shall serve a notice of election in accordance with regulation 4.

(3) Where any person serves a notice of election in accordance with paragraph (2) an order of transfer shall not apply to that person.

(4) For the purpose of Article 3 of the Order, the prescribed offices are as specified in Schedule 2 and shall include such other offices as may be agreed by the Ministry concerned as being appropriate offices and employments.

(5) Paragraphs 1(i)-(k) inclusive shall not apply to a person who—

- (i) accepts an offer of a temporary or an acting appointment with any authority or body described in those sub-paragraphs which appointment terminates on or before 30th September 1973; and
- (ii) does not accept or take up on or before 1st October 1973 an appointment specified in those sub-paragraphs.

(6) Notwithstanding anything contained in paragraph 1(c) these regulations shall apply to—

- (i) the Secretary of the Association of Local Authorities of Northern Ireland; and
- (ii) any person transferred by an order of transfer before 1st October 1973 and who has not at the date on which he serves a notice of election under regulation 4 received a statement in writing of his new terms and conditions of employment.

#### *Conditions for entitlement*

4.—(1) A person to whom these regulations apply may elect that Article 3 of the Order shall, and the relevant compensation provision shall not, apply to him by notice given before 31st August 1973 in the manner prescribed in paragraph (2).

(2) The notice shall be given to the employing authority in the form set out in Schedule 1 or a form substantially to the like effect, and a copy shall be sent to the new authority.

(3) A notice of election shall have effect only for the purposes of these regulations and shall not otherwise have any legal consequences as respects the person duly entitled or his employing authority.

### PART III

#### BENEFIT UNDER THE REGULATIONS

#### *Factors governing payment of benefit*

5.—(1) A person duly entitled shall, subject to the provisions of these regulations, with effect from the payment date be entitled—

- (a) to receive an annual sum equal to the amount of his accrued pension; and
- (b) to receive a lump sum equal to the amount of his accrued retiring allowance,

such sums being adjusted in accordance with paragraphs (2) to (6) and (10).

(2) In calculating the amount of an accrued pension and the amount of an accrued retiring allowance as described in paragraph (1), the actual period of reckonable service shall be increased by whichever is the shortest of the following periods—

- (a) a period that, when added to his reckonable service, would amount to the maximum period of reckonable service to which he would have become entitled had he continued to be employed until normal retiring age; or
- (b) a period equivalent to his reckonable service; or
- (c) a period of fifteen years.

(3) The benefit in respect of the additional period of service shall be calculated at the same rate as is applicable for service rendered on the last day of the employment terminated in consequence of a notice of election.

(4) The period so added shall be aggregated with any period of his reckonable service entailing reduction of the relevant pension or retiring allowance because of a retirement pension payable under section 29 of the National Insurance Act (Northern Ireland) 1966(j).

(5) In calculating the amount of the annual sum which is equal to the accrued pension of a person duly entitled, no account shall be taken of any reduction falling to be made in that pension by reason of the provisions of any Act relating to National Insurance until the person reaches the age at which under his relevant superannuation scheme the pension would have been so reduced.

(6) Where a person accepts the offer of a temporary or an acting appointment described in regulation 3(5) which is pensionable under the relevant superannuation scheme, and the appointment is concurrent with an employment which is subsequently terminated in consequence of a notice of election, then in calculating the increase of reckonable service under paragraph (2) the reckonable service in relation to the accrued pension and accrued retiring allowance attributable to the temporary or acting appointment shall not be aggregated with the reckonable service in relation to the accrued pension and accrued retiring allowance attributable to the employment terminated in consequence of the notice of election.

(7) The employment of a person duly entitled shall terminate on 30th September 1973 unless he agrees with his employing authority as described in paragraph (8).

(8) A person duly entitled may agree with the employing authority that his employment shall terminate before 30th September 1973 if he will, on or before such termination, have attained the age of fifty and have to his credit five years' reckonable service.

(9) The sums described in paragraph (1) shall be payable with effect from the day immediately following the date of termination ascertained in accordance with paragraphs (7) and (8).

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(j) 1966. c. 6 (N.I.).

(10) If under his relevant superannuation scheme a person would have been entitled to surrender a proportion of any pension which might have become payable to him in favour of his spouse or any dependant, then, if he so desires and informs the new authority by notice in writing accordingly within one month after the payment date, he may surrender a proportion of so much of the benefit payable under these regulations as is payable by way of an annual sum on the like terms and conditions and in consideration of the like payments by the scheme authority as if the said annual sum were a pension to which he had become entitled under the relevant superannuation scheme.

(11) If under his relevant superannuation scheme provision existed to enable a person not to receive a lump sum payment on retirement, then if on becoming entitled to such a payment in respect of the employment that has terminated in consequence of the notice of election, he so elects under the superannuation scheme, he shall not be entitled to receive a lump sum under this regulation and for the purpose of regulation 6 the "prescribed proportion" shall be determined accordingly.

(12) If under his relevant superannuation scheme the amount of any benefit to which a person might have become entitled could have been increased or supplemented at the discretion of the authority administering the superannuation scheme or of any other body, the new authority may increase, to an extent not exceeding that to which the person's accrued pension or accrued retiring allowance might have been increased or supplemented, the corresponding component of any benefit payable to him under these regulations.

#### *Benefit payable to widow or dependant*

6.—(1) Where a person duly entitled dies on or after the payment date, payments in accordance with this regulation shall be made to or for the benefit of the widow, child or other dependant or to the personal representatives of that person or, as the case may be, to trustees empowered by him to stand possessed of any benefit under the relevant superannuation scheme.

(2) If the widow, child or other dependant of that person has become or, but for termination of that person's employment in consequence of the notice of election would have been entitled to a pension under the relevant superannuation scheme, the widow, child or other dependant, as the case may be, shall where the relevant superannuation scheme provides for a prescribed proportion, be entitled to receive benefits calculated on the same basis as the method prescribed by the scheme as if the benefits under regulation 5(1)(a) payable to the person duly entitled immediately before his death were a pension payable under the scheme.

(3) Benefits payable to or for the benefit of a widow, child or other dependant under this regulation shall cease to be payable when a corresponding pension under the relevant superannuation scheme would have ceased to be payable; and where the scheme provides for payment of the pension to any person on behalf of a child or other dependant, benefits payable under this regulation to a child or other dependant shall be paid to that person on behalf of the child or dependant in the like manner and for the like period as is provided in the scheme.

(4) In this regulation "prescribed proportion" means the proportion which, by the provisions contained in the relevant superannuation scheme of a person duly entitled, the pension payable to his widow, child or other dependant is to bear to his pension.

*Benefit where death grant or gratuity would have been payable*

7.—(1) If the widow, the personal representatives of a person duly entitled or trustees empowered by such a person to stand possessed of any benefit under his relevant superannuation scheme, might have become entitled to a death grant or gratuity under that scheme, she or they, as the case may be, shall be entitled to receive a sum calculated in accordance with paragraph (2).

(2) The amount of the sum referred to in paragraph (1) shall be ascertained in accordance with the method of calculation prescribed by the scheme for the ascertainment of death grant or gratuity as if the person duly entitled had died immediately before termination of his employment in consequence of the notice of election, subject to the following modifications—

- (a) account shall be taken of any additional period of service credited to him under regulation 5(2) to the extent of the period between the termination of employment in consequence of the notice of election, and the person's death;
- (b) if the aggregate of reckonable service and the additional period of service specified in sub-paragraph (a) above is less than the period of qualifying service prescribed by the scheme for the receipt of a death grant, or gratuity, the said sum shall not exceed the proportion of the death grant or gratuity calculated as aforesaid which the aggregate of service bears to the minimum period of qualifying service or period prescribed by the scheme; and
- (c) there shall be deducted from the sum described above the amount of any benefits paid to the person under these regulations, or where any part of such benefit has been surrendered under regulation 5(10) the amount which would have been so paid but for such a surrender.

(3) For the purpose of calculating a death grant or gratuity under this regulation, any benefit payable under regulation 6(2) to or for the benefit of the widow, child or other dependant shall be deemed to be a pension payable to or for the benefit of the widow, child or dependant, as the case may be.

## PART IV

### ADJUSTMENT OF BENEFIT

*Benefits payable under relevant superannuation scheme*

8.—(1) Any benefit payable under these regulations to or in respect of a person duly entitled shall be reduced, in accordance with paragraphs (2) to (6), to take account of any benefits payable to or in respect of him under the relevant superannuation scheme.

(2) Subject to the provisions of paragraph (5), the benefit payable under these regulations to or in respect of a person duly entitled which relates to his actual reckonable service (before any addition is made under the provisions of regulation 5(2)) shall be reduced by amounts equivalent to any benefits payable under the scheme which relate to the same service.



(3) Subject to the provisions of paragraphs (4) and (5), the benefit payable under these regulations to or in respect of a person duly entitled which relates to the additional period of service reckonable by virtue of regulation 5(2) shall be reduced by an amount equivalent to any further benefits payable under the scheme to or in respect of that person which are attributable to any service rendered by him that begins after termination of the employment in consequence of a notice of election; and for the purposes of this paragraph—

(a) if, in calculating the period of service after termination of the employment, that period exceeds the additional period of service, the excess service and the benefits attributable thereto shall be disregarded; and

(b) if the amount of benefits attributable to the period of service after termination of the employment exceeds the amount of benefit payable under these regulations which is attributable to an additional period of service of the same length, no reduction shall be made in respect of that excess.

(4) In making any reduction under paragraph (3), the amount of pension or, as the case may be, lump sum payable under the scheme relating to the service which subsequently becomes reckonable and is to be taken into account shall be the amount of that pension or lump sum reduced by a fraction of such pension or lump sum, where—

(i) the numerator of the fraction is equivalent to the aggregate of the amount of increases which would have been awarded under the provisions of the Pensions (Increase) Act (Northern Ireland) 1971(k), during the period beginning with the day following the termination of the employment in consequence of a notice of election and ending on the day the person becomes entitled (whether immediately or on the happening of some event) to the further benefits under the scheme, on an official pension (within the meaning of that Act) of £100 a year which commenced from the first mentioned day, and

(ii) the denominator of the fraction is equivalent to the aggregate of an official pension of £100 and the amount of the increases so determined.

(5) If any benefit payable under these regulations includes a lump sum, and a lump sum is payable under the scheme, whether immediately or on the happening of some event, the benefit which would (apart from this paragraph) be payable under these regulations, whether by instalments or lump sum or both, shall in the aggregate be reduced by the lump sum payable under the scheme.

(6) For the purposes of this regulation—

(a) no account shall be taken of any sum payable in consequence of the surrender by a person duly entitled of part of his benefits under any provision in that behalf in the scheme with a view to obtaining or increasing allowances for his widow, child or other dependant; and the person duly entitled shall be deemed to have received during any period the amount of benefits which he would have received but for the surrender; and

(b) if the benefits payable under the scheme described in paragraphs (2) and (3) are transferred at the request of that person to another pension scheme by means of a transfer value, the reductions described in those paragraphs shall apply as if those benefits were payable with effect from the date on which they would otherwise have become payable.

*Further employment*

9.—(1) If under the relevant superannuation scheme of a person duly entitled any benefit for which the scheme provided would have been subject to reduction or suspension on his taking up other specified employment, any benefit under regulation 5(1)(a) shall, where that employment is taken up, be reduced or suspended in the like manner and to the like extent; but in calculating the amount of the reduction there shall be aggregated with the emoluments of the employment taken up the amount of any superannuation benefit by way of annual amounts payable to the person under the relevant superannuation scheme.

(2) Where a person duly entitled enters employment in which the benefits payable are subject to reduction or suspension as mentioned in paragraph (1) or ceases to hold such employment or receives any increase in his remuneration in such employment, he shall forthwith in writing inform the authority which at the time is paying to him the benefits under these regulations.

## PART V

## MISCELLANEOUS

*Supply of information*

10.—(1) Any person to whom benefits are payable under these regulations shall furnish all such information as the new authority may at any time require; and he shall verify that information in such manner, including the production of documents in his possession or control, as may be reasonably so required.

(2) Such a person to whom benefits are payable under these regulations shall, on receipt of reasonable notice, present himself for interview at any place that the new authority may reasonably require; and any person who attends for interview may, if he so desires, be represented by his adviser.

(3) Where in accordance with regulation 13(1) any requirement under this regulation is made by an employing authority, the person of whom the requirement is made shall furnish or verify the information or, as the case may be, present himself for interview, as required by the employing authority.

*Procedure for payment of benefit*

11.—(1) Subject to any statutory provision in that behalf, any benefits payable under these regulations shall be payable to, or in trust for, the person who is entitled to receive such benefit, and shall not be assignable.

(2) Without prejudice to any other right of recovery, any benefits under these regulations paid in error may be recovered by the new authority by deduction from any benefits properly so payable.

*Authorities responsible for payment of benefits*

12.—(1) Benefits under these regulations shall, subject to the provisions of this regulation, be paid by the new authority.

(2) In any case where the person to or in respect of whom the benefits are payable, was under the relevant superannuation scheme a contributory employee or a local Act contributor immediately before the payment date, the scheme authority may agree with the new authority to pay those benefits on behalf of the new authority and to recover the amount of those benefits from the new authority.

(3) Benefits payable under these regulations to the Secretary of the Association of Local Authorities of Northern Ireland shall be paid by such Association of District Councils as may be formed.

(4) Until such Association of District Councils as is mentioned in paragraph (3) is formed the benefits payable under that paragraph shall be paid by the Ministry of Development and recovered each half year from the district councils in proportion to the rateable valuation of each district.

#### *Transitional procedures*

13.—(1) Where under any provision of these regulations a power or duty is placed on a new authority to be exercised before 1st October 1973, that power or duty shall be exercised by the employing authority.

(2) Where before an order of transfer is made in relation to him a person is required under regulation 3(1)(g) to give an undertaking or make a payment to the new authority, or under regulation 4(2) to send a copy notice to the new authority, he shall give the undertaking, make the payment or give the copy notice, as the case may be, to the employing authority; and that authority shall (when the order of transfer has been made) forward the undertaking, pay the money or give the copy notice to the new authority.

Sealed with the Official Seal of the Ministry of Development for Northern Ireland this 13th day of August 1973.

(L.S.)

*J. A. D. Higgins,*  
Assistant Secretary.

SCHEDULE 1

Regulation 4(2)

Form of Notice of Election

SUPERANNUATION (NORTHERN IRELAND) ORDER 1973: ARTICLE 3

LOCAL GOVERNMENT ETC. (EARLY RETIREMENT OF OFFICERS) REGULATIONS (NORTHERN IRELAND) 1973

To (a)..... of .....  
.....

1. I HEREBY GIVE NOTICE in accordance with Article 3 of the Superannuation (Northern Ireland) Order 1973 electing that this Article shall, and the relevant compensation provision shall not, apply to me.

2. I am ..... (b) ..... to the (a).....  
..... and

3. I was born on ..... (c).....

4. (a) { I have to my credit 5 years' reckonable service  
or  
I shall have to my credit 5 years' reckonable service on or before 30th September 1973.

5. (e) { An order of transfer has been made whereby I am to be transferred to ..... (f) and I am accordingly today giving a copy of this notice to ..... (f) .....  
or  
An order of transfer has not been made and accordingly I send a copy of this notice to you (g).

6. I am a member of the ..... Superannuation Scheme.

Signature .....

Date .....

NOTES

- (a) Insert name of the local authority or other authority which is the employing authority.
- (b) Insert description of the employment.
- (c) Insert date of birth.
- (d) Delete the inappropriate—see regulation 3(1)(f).
- (e) Delete the inappropriate—see regulations 4(2) and 13.
- (f) Insert the name of "new authority", if order of transfer has come into operation.
- (g) If the order of transfer has not come into operation, the copy should go to the employing authority—see regulation 13.

## SCHEDULE 2

Regulation 3(4)

**Prescribed Offices and Employments**

Belfast Corporation . . . . .	Town Clerk Deputy Town Clerk Town Solicitor Deputy Town Solicitor City Treasurer Deputy City Treasurer City Architect Deputy City Architect City Surveyor Deputy City Surveyor City Planning Officer Deputy City Planning Officer Chief Education Officer Deputy Chief Education Officer Gas Manager Deputy Gas Manager City Electrical Engineer Deputy City Electrical Engineer Transport Manager Deputy Transport Manager Chief Fire Officer Deputy Chief Fire Officer
County Councils . . . . .	Secretary Deputy Secretary County Solicitor Deputy County Solicitor County Surveyor Deputy County Surveyor Chief Education Officer Deputy Chief Education Officer
Borough Councils . . . . .	Town Clerk Deputy Town Clerk Borough Surveyor Deputy Borough Surveyor
Urban and Rural District Councils . . . . .	Clerk Deputy Clerk Engineer Deputy Engineer
Development Commissions . . . . .	General Manager Chief Legal Officer Deputy Chief Legal Officer Chief Finance Officer Deputy Chief Finance Officer Chief Administrative Officer Municipal Officer Chief Architect/Planner Deputy Chief Architect/Planner Chief Engineer Deputy Chief Engineer Chief Technical Officer Deputy Chief Technical Officer Chief Estates Officer Deputy Chief Estates Officer Director of Works Director of Water and Sewerage Chief Education Officer Chief Electrical Engineer

Belfast Water Commissioners . . . . .	Secretary Deputy Secretary Chief Engineer
Joint Water Boards . . . . .	Secretary Chief Engineer
Northern Ireland Fire Authority . . . . .	Secretary Deputy Secretary Chief Fire Officer Deputy Chief Fire Officer
Northern Ireland Housing Trust . . . . .	Deputy Chief Technical Officer
Electricity Board for Northern Ireland	Secretary Deputy Secretary Chief Engineer Deputy Chief Engineer
Northern Ireland Hospitals Authority . . . . .	Secretary Senior Administrative Medical Officer Chief Architect Chief Engineer Regional Quantity Surveyor Deputy Chief Architect Deputy Chief Engineer . Accountant Legal Adviser
Northern Ireland General Health Services Board . . . . .	Secretary
Hospital Management Committees . . . . .	Secretary Group Medical Superintendent Deputy Secretary Accounts Officer Deputy Secretary/Accounts Officer Chief Group Administrative Nurse (by whatever title)
County or County Borough Health Committees . . . . .	Medical Officer of Health Deputy Medical Officer of Health Director of Nursing Services Chief Dental Officer
County or County Borough Welfare Committees . . . . .	Chief Welfare Officer Deputy Chief Welfare Officer

## EXPLANATORY NOTE

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

1. These regulations, made under Article 3 of the Superannuation (Northern Ireland) Order 1973, provide for certain officers of local authorities and certain other authorities affected by reorganisation under the relevant enactment, to elect for early retirement and thereby forego any right to claim compensation which might otherwise have been exercised under regulations made under a relevant compensation provision.
2. Part I contains definitions.
3. Part II specifies in regulation 3 the persons to whom the regulations apply, and in regulation 4 the procedure for giving a notice of election. A person who satisfies the requirements in these two regulations becomes a person duly entitled to the benefit of the regulations.
4. Part III sets out the benefits for a person duly entitled, which are based on that person's accrued pension rights supplemented by the addition of notional years of service (regulation 5). Provision is made for widows and dependants (regulations 6 and 7).
5. Part IV provides for adjustment and reduction of benefits in certain circumstances.
6. Part V contains miscellaneous provisions as to procedure.
7. The First Schedule contains a model form of notice of election, with footnotes.
8. The Second Schedule lists those classes of persons eligible to elect for the benefits provided by these regulations.