

1962 No. 2715

TRANSPORT

PENSIONS

The British Transport Reorganisation (Pensions of Employees) (No. 2) Order 1962

Made - - - - - 13th December 1962

Laid before Parliament 19th December 1962

Coming into Operation 20th December 1962

The Minister of Transport, in exercise of his powers under section 75 of, and under paragraph 16 of Schedule 7 to, the Transport Act 1962(a) and of all other enabling powers, hereby makes the following Order:—

Commencement, citation and interpretation

1.—(1) This Order shall come into operation on the 20th December 1962, and may be cited as the British Transport Reorganisation (Pensions of Employees) (No. 2) Order 1962.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) In this Order, unless the context otherwise requires—

“the Act” means the Transport Act 1962;

“the Boards” means

the British Railways Board,
the London Transport Board,
the British Transport Docks Board, and
the British Waterways Board;

“the Commission” means the British Transport Commission;

“the Holding Company” means the Transport Holding Company established by the Act;

“the Minister” means the Minister of Transport;

“the vesting date” means the date appointed by the Minister pursuant to section 31 of the Act.

Application.

2. This Order shall apply to the arrangements which are listed in Column 1 of the Schedule to this Order and under which payments would be receivable on or after the vesting date by, or in respect of, the persons, or classes of persons, specified for each such arrangement in Column 2 of that Schedule, being arrangements in respect of which it appears to the Minister (upon representations made to him by, or on behalf of, persons, or classes of persons, affected) that—

(a) they are arrangements under which pensions for persons employed before, but retiring after, the vesting date, or other pensions payable

after the vesting date (other than by way of continuing periodical payments which the Commission has been making in the period before the vesting date) would be receivable, although not as of right,

- (b) they were made by or with the Commission before the vesting date, and
- (c) the pensions receivable thereunder ought to be receivable as of right.

Scheme for distribution of responsibility

3. The Commission shall, by a scheme under paragraph 15 of Schedule 7 to the Act, distribute among the Boards and the Holding Company responsibility for making payments under the arrangements to which this Order applies as if those payments were payments which the Commission was making in the period before the vesting date.

4. The Commission shall prepare the said scheme as soon as practicable after the coming into operation of this Order.

Sealed with the Official Seal of the Minister of Transport the 13th December 1962.

(L.S.)

T. Padmore,
Secretary to the
Ministry of Transport.

THE SCHEDULE

Column 1

The arrangements

1. The London Transport Ex Gratia One Per Cent. Pension Scheme.

2. The London Transport Ex Gratia Scheme of Pensions and Grants for wages grade staff.

Column 2

The persons or classes of persons

Male and female staff who entered the service of the London Transport Executive during the period 1st January 1948-30th September 1954 inclusive, whose service has been wholly or partly in grades eligible for membership of the London Transport (Administrative and Supervisory) Staff Superannuation Fund and—

- (i) whose membership of the Fund covers part only of their service, or
- (ii) who did not exercise an option to join the Fund.

Male wages grades staff who entered the service of the London Transport Executive during the period 1st January 1948-30th September 1954 inclusive, and female wages grade staff who entered that service during the period 1st January 1948 to the vesting date.

*Column 1**The arrangements*

3. Southern Railway Voluntary Pensions Scheme.

4. Allowances as adopted by the former Southern Railway Company in respect of long and/or meritorious service rendered by the wages grade staff specified in Column 2 opposite

5. Allowances as adopted by the former Southern Railway Company in respect of long and/or meritorious service rendered by the wages grade staff and salaried staff specified in Column 2 opposite

6. Supplementary and other allowances as adopted by the former Great Western Railway Company.

7. Allowances as adopted by the former Great Western Railway Company.

*Column 2**The persons or classes of persons*

Male staff who entered the service of the Southern Region of British Railways during the period 1st January 1948-30th September 1954 inclusive and who are not in membership of a superannuation or pension fund, and all female staff of the former Southern Railway Company or who entered the service of the Southern Region of British Railways before the vesting date and who are not in membership of a superannuation or pension fund.

Wages grade staff who retire through ill-health and who were employees of the Southern Railway Company as at 31st December 1947 or who entered the service of the Southern Region of British Railways during the period 1st January 1948-30th September 1954 inclusive and who are ineligible for a pension under the Southern Railway Voluntary Pensions Scheme.

Widows of wages grade staff and salaried staff (not in membership of a pension fund) who were employees of the former Southern Railway Company as at 31st December 1947 or who entered the service of the Southern Region of British Railways during the period 1st January 1948-30th September 1954 inclusive and who died in the service or shortly after ill-health retirement.

Male staff who entered the service of the Western Region of British Railways during the period 1st January 1948-30th September 1954 inclusive being:—

- (a) Members of the Great Western Railway Enginemen and Firemen's Mutual Assurance Sick and Superannuation Society or the Great Western Railway Pension Society.
- (b) Clerical and wages grades conciliation staff not in membership of any of the former Great Western Railway Company's pension funds.
- (c) Workshop staff.

Female wages grade staff who entered the service of the Western Region of British Railways during the period 1st January 1948 to the vesting date.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

The Order directs the British Transport Commission to prepare a scheme under paragraph 15 of Schedule 7 to the Transport Act 1962, to distribute among the British Railways Board, the London Transport Board, the British Transport Docks Board, the British Waterways Board and the Transport Holding Company responsibility for making payments on or after the vesting date (the date on which the property, rights and liabilities of the Commission are transferred to and vest in those bodies), under the pension arrangements specified in Column 1 of the Schedule to the Order, to those persons or classes of persons specified in Column 2 of the Schedule.