

1963 No. 1219

PENSIONS

**The Federated Superannuation System for Universities
(Reckoning of Certain Previous Service) Regulations
1963**

<i>Made - - - -</i>	10th July 1963
<i>Laid before Parliament</i>	16th July 1963
<i>Coming into Operation</i>	17th July 1963

The Treasury, in exercise of the powers conferred upon them by section 5(3) of the Superannuation Act 1946(a) and of all other powers enabling them in that behalf, hereby make the following Regulations:—

- 1.—(1) These Regulations shall apply to any person who—
 - (a) has been taken into the civil service of the State in such circumstances that, if he had been subject to the Superannuation Acts, his service in employment by any body or organisation before he was taken into the service of the State would, by virtue of any Rules under section 2 of the Superannuation Act 1957(b), have been reckonable for the purposes of the Superannuation Acts as employment in an unestablished capacity within the meaning of section 3 of the Superannuation Act 1935(c); and
 - (b) during the whole period of his employment in the civil service of the State has been subject to a superannuation scheme operated under the Federated Superannuation System for Universities.
- (2) In these Regulations a person to whom these Regulations apply is hereafter referred to as an “officer”.
- 2.—(1) Subject to the modifications specified in this Regulation, Regulation 4 of the Regulations of 1949 (which provides for the payment of a temporary service contribution) shall apply to an officer as if he were a person to whom those Regulations apply.
- (2) In its application to an officer—
 - (a) paragraph (1) of the said Regulation 4 shall have effect as if the words “and who, at the time he became employed in the Civil Service of the State as mentioned in Regulation 3 hereof was serving the State as a temporary servant” were deleted;
 - (b) the said Regulation 4 shall have effect as if for any reference therein to his temporary service there were substituted a reference to his reckonable unestablished service;
 - (c) paragraph (3) of the said Regulation 4 shall have effect as if subparagraph (b) thereof were deleted; and
 - (d) paragraph (5) of the said Regulation 4 shall have effect as if the words “in such manner as may be provided in the superannuation scheme operated under the Federated Superannuation System for Universities to which the officer is subject for the application of contributions paid under that scheme” were deleted and as if the words “in the purchase of a policy of insurance on his life providing for the payment on his retirement on or after a specified age or on earlier retirement through incapacity of an annuity to him or of such joint annuity to him and another as he may be entitled to select in accordance with the terms of the superannuation scheme operated under the

Federated Superannuation System for Universities to which the officer is subject for the application of contributions paid under that scheme such annuity or joint annuity not to be capable of assignment or of commutation except to such extent as the Treasury may approve" were inserted in their place.

3. Where the Rules under section 2 of the Superannuation Act 1957 which would have been applicable to an officer if he had been subject to the Superannuation Acts make it a condition of the making of a payment by virtue of those Rules that in the circumstances therein specified a payment shall be made to the Exchequer, compliance with that condition in the circumstances therein specified shall be a condition of the payment of a temporary service contribution by virtue of these Regulations.

4.—(1) In these Regulations the following expressions have the meanings hereby respectively assigned to them that is to say:—

"reckonable unestablished service" means, in relation to any person, such of his service in employment before he was taken into the civil service of the State as would, if he had become subject to the Superannuation Acts, have been reckonable by virtue of any Rules under section 2 of the Superannuation Act 1957, for the purposes of the Superannuation Acts as employment in an unestablished capacity within the meaning of section 3 of the Superannuation Act 1935 ;

"the Regulations of 1949" means the Federated Superannuation System for Universities (Temporary Service) Regulations 1949(a), as amended by the Federated Superannuation System for Universities (Temporary Service) (Amendment) Regulations 1949(b) ;

"the Superannuation Acts" means the Superannuation Acts 1834 to 1960.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

5. These Regulations may be cited as the Federated Superannuation System for Universities (Reckoning of Certain Previous Service) Regulations 1963 and shall come into operation on 17th July 1963.

John Hill,

Francis F. Pearson,

Two of the Lords Commissioners
of Her Majesty's Treasury.

10th July 1963.

EXPLANATORY NOTE

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

These Regulations apply certain provisions of the Federated Superannuation System for Universities (Temporary Service) Regulations 1949, as amended, to service which, while it was not temporary service in the Civil Service, may be reckoned as if it had been such service by virtue of Rules made under section 2 of the Superannuation Act 1957. The effect is to provide a benefit under the Federated Superannuation System for Universities broadly equivalent to that given by the 1957 Act to Civil Servants to whom the Superannuation Acts apply.

(a) S.I. 1949/1890 (1949 I, p. 3196). (b) S.I. 1949/2116 (1949 I, p. 3200). (c) 52 & 53 Vict. c. 63.