

1963 No. 1220

PENSIONS

The Superannuation (Transfer of Agricultural Staff) Rules
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 2 of the Superannuation Act 1957(a) and of all other powers enabling them in that behalf, hereby make the following Rules:—

1.—(1) Where a person was, at some time after the 27th July 1944 and before the 1st January 1951, taken into the civil service of the State as an officer of the Ministry of Agriculture and Fisheries after having been employed in a whole-time capacity by the council of any county, a university or agricultural college or by the Royal Horticultural Society, and his employment by the body by whom he was so employed was connected with the testing of milk or the giving of advice on agricultural matters other than agricultural economics and was, in the opinion of the Treasury, of the same nature and for the same purpose as his employment in the service of the State, his service in employment by that body before the date on which he was taken into the service of the State, but not before the 1st January 1919, may be reckoned for the purposes of the Superannuation Acts as employment in an unestablished capacity within the meaning of section 3 of the Superannuation Act 1935(b).

(2) Where a person to whom the foregoing paragraph applies was, before he was taken into the service of the State, a participant in a pension scheme under which contributions were paid in respect of him by the body by whom he was so employed as aforesaid, and under that scheme he has been granted or is eligible for any benefit other than a return (whether with or without interest) of the contributions made by him, it shall be a condition of the making of any payment under the Superannuation Acts in respect of his service, so far as the amount of that payment is dependent on the provisions of the foregoing paragraph, that there has been paid to the Exchequer a sum equal to the aggregate amount of the contributions paid in respect of him by the body by whom he was employed, together with compound interest thereon calculated from the date on which each such contribution became payable at the rate of three per cent. per annum with yearly rests.

(3) These Rules shall not have effect so as to authorise an increase in an annual superannuation allowance or pension so far as the allowance or pension is payable in respect of a period before the 21st November 1957.

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

“agricultural” has the meaning assigned to it by section 1(6) of the Agriculture (Miscellaneous Provisions) Act 1944(a);

“the Superannuation Acts” means the Superannuation Acts 1834 to 1960.

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

3. These Rules may be cited as the Superannuation (Transfer of Agricultural Staff) Rules 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 Rules, but is intended to indicate their general purport.)

These Rules provide for service (not being service before 1st January 1919, or before age 18) in any County Council, university, agricultural college or the Royal Horticultural Society of certain employees who, after 27th July 1944 and before 1st January 1951, were taken into the Civil Service, to be reckoned on certain conditions as unestablished civil service for the purposes of the Superannuation Acts.

The Rules operate with effect from 21st November 1957.

(a) 7 & 8 Geo. 6. c. 28.

(b) 52 & 53 Vict. c. 63.