

1963 No. 1862

NATIONAL INSURANCE

The National Insurance (Modification of the Army Pension Scheme) (Amendment) Regulations 1963*Made* - - - - 15th November 1963*Laid before Parliament* 22nd November 1963*Coming into Operation* 2nd December 1963

The Army Council, in pursuance of a determination by the Lords Commissioners of Her Majesty's Treasury under section 69(4) of the National Insurance Act 1946(a) that they are the appropriate Government department in relation to the Scheme for the provision of pensions for persons serving in the Army established by Royal Warrant and by orders and regulations made under section 2 of the Pensions and Yeomanry Pay Act 1884(b) and in exercise of the powers conferred upon them by the said subsection 69(4) as extended by section 15 of the National Insurance Act 1959(c) and of all other powers enabling them in that behalf, hereby make the following Regulations :—

1.—(1) These Regulations may be cited as The National Insurance (Modification of the Army Pension Scheme) (Amendment) Regulations 1963 and shall come into operation on the 2nd December 1963.

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

2. The National Insurance (Modification of the Army Pension Scheme) Regulations 1961(e) shall have effect as though in Regulation 2(1) (interpretation) for the definition of “notional graduated retirement benefit” there were substituted the following definitions :—

“‘notional graduated retirement benefit’ means, in relation to any person, the amount of the minimum rate of equivalent pension benefits applicable in respect of any period of service under the provisions of Part II of the National Insurance Act 1959 as amended from time to time.”

Dated 15th November 1963.

A. C. W. Drew.

A. J. H. Cassels.

G. H. Baker.

EXPLANATORY NOTE

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

These Regulations amend the 1961 Regulations to provide a new definition of the expression "notional graduated retirement benefit" so that the criterion for the rate of graduated contributions for the purpose of preventing the termination or suspension (except for prescribed cases) of a part of a pension shall be the minimum rates of "equivalent pension benefit" (within the meaning of Part II of the National Insurance Act 1959) payable at any given time, instead of, as previously, on the basis of a maximum rate of earnings of £15 a week.