
 STATUTORY INSTRUMENTS

1969 No. 1516 (S.121)

PENSIONS

**The Superannuation (Local Government and Jersey)
Interchange (Scotland) Rules 1969**

<i>Made - - - -</i>	21st October 1969
<i>Laid before Parliament</i>	31st October 1969
<i>Coming into Operation</i>	1st November 1969

ARRANGEMENT OF RULES

PART I

GENERAL

1. Citation and commencement
2. Interpretation

PART II

**TRANSFER FROM LOCAL GOVERNMENT EMPLOYMENT TO
PENSIONABLE EMPLOYMENT IN THE ISLAND OF JERSEY**

3. Persons to whom Part II of the rules applies
4. Transfer values payable by local authorities
5. Exercise by local authority of discretionary powers to increase benefits.

PART III

**TRANSFER FROM PENSIONABLE EMPLOYMENT IN THE
ISLAND OF JERSEY TO LOCAL GOVERNMENT EMPLOYMENT**

6. Persons to whom Part III of the rules applies
7. Reckoning of previous service
8. Continuation of payments made with a view to adding to, or enhancing the value of, previous service

PART IV

MISCELLANEOUS PROVISIONS

9. Cessation of entitlement to payment out of superannuation fund
10. Computation of contributions of a person to whom rule 6 has become applicable
11. Rights of former insured persons to whom rule 6 has become applicable
12. Application of section 30 of the Act of 1937

In exercise of the powers conferred on me by sections 2 and 15 of the Superannuation (Miscellaneous Provisions) Act 1948(a) as amended by section 11(6) of the Superannuation (Miscellaneous Provisions) Act 1967(b), and of all other powers enabling me in that behalf, I hereby make the following rules:—

PART I

GENERAL

Citation and commencement

1. These rules may be cited as the Superannuation (Local Government and Jersey) Interchange (Scotland) Rules 1969 and shall come into operation on 1st November 1969.

Interpretation

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

“the Act” means the Superannuation (Miscellaneous Provisions) Act 1948;

“the Act of 1909” means the Asylums Officers’ Superannuation Act 1909(c);

“the Act of 1937” means the Local Government Superannuation (Scotland) Act 1937(d);

“the Act of 1953” means the Local Government Superannuation Act 1953(e);

“the Acts of 1937 to 1953” means the Local Government Superannuation (Scotland) Acts 1937 to 1953(f);

“added years” means—

(a) in relation to a person in local government employment, any additional years of service reckonable by him under regulation 12 of the benefits regulations or any corresponding provision of a local Act scheme, and includes any additional years of service which, having been granted under any such provision or under any similar provision contained in any other enactment or scheme, have subsequently become and are reckonable under or by virtue of rules made under section 2 of the Act or any other enactment;

(b) in relation to a pensionable employee, any additional years of service of the nature of additional years of service referred to in paragraph (a) of this definition which have been granted in, or have otherwise become reckonable in, his employment;

“the benefits regulations” means the Local Government Superannuation (Benefits) (Scotland) Regulations 1954(g);

“contributory employee” has the same meaning as in the Act of 1937;

“employing authority”, in relation to any pensionable employee, means the Board or Committee of the States of Jersey by which he is employed;

“local Act contributor” and “local Act scheme” have the same meaning as in the Act of 1937;

“local government employment” means employment by virtue of which the person employed is or is deemed to be a contributory employee or local Act contributor;

“national service”, in relation to any person, means service which is relevant service within the meaning of the Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951(h), and any similar service immediately

(a) 1948 c. 33.

(c) 1909 c. 48.

(e) 1953 c. 25.

(g) S.I. 1954/1059 (1954 II, p. 1632).

(b) 1967 c. 28.

(d) 1937 c. 69.

(f) 1937 c. 69; 1939 c. 18; 1953 c. 25.

(h) 1951 c. 65.

following relevant service entered into with the consent of the authority or person by whom he was employed before undertaking that service or, in the case of a person who holds an appointment to an office and is not employed under a contract of employment, with the consent of the authority by whom he was appointed;

“pensionable employee” means a person employed in the pensionable employment of the States of Jersey either in the civil service, police force, fire service or prison service, or as a manual worker whose terms of employment are governed by the Manual Workers Joint Council, or who is employed, other than as a civil servant, by the Telephones Committee;

“the relevant Jersey Rules”, in relation to a pensionable employee, means the rules governing the superannuation scheme applicable to him in his employment;

“the transfer value regulations” means the Local Government Superannuation (Transfer Value) (Scotland) Regulations 1954(a);

“voluntary contributions” means—

(a) in relation to a person who has become employed as a pensionable employee after leaving local government employment, payments made voluntarily by him while in local government employment or in overseas employment within the meaning of the Superannuation (Local Government and Overseas Employment) Interchange (Scotland) Rules 1958(b) for the purpose of securing benefits for his widow, children or other dependants and payments (other than completed payments, that is to say, payments made in respect of a liability which has been wholly discharged) of any of the following categories—

(i) additional contributory payments of the kind referred to in subsections (3) and (4) of section 2 of the Act of 1953;

(ii) any similar payments made under a local Act scheme as a condition of reckoning any period of employment as service or as a period of contribution for the purposes of the scheme or, where the local Act scheme provides for the reckoning of non-contributing service, as contributing service for the purposes of the scheme;

(iii) any payments made for the purpose of increasing the length at which any period of service or of contribution would be reckonable for the purpose of calculating a benefit under a local Act scheme;

(iv) any payments made in respect of added years; and

(b) in relation to a person who has entered local government employment after ceasing to be employed as a pensionable employee, any payment similar in character to any such payments as aforesaid for which provision was made under the relevant Jersey Rules.

(2) References in these rules to the provisions of any enactment, rules or regulations shall be construed, unless the context otherwise requires, as references to those provisions as amended, applied or re-enacted by any subsequent enactment, rules or regulations.

(3) The Superannuation (Local Government and Overseas Employment) Interchange (Scotland) Rules 1958 shall not apply in relation to any change of employment to which Part II of these rules applies.

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

(a) S.I. 1954/1256 (1954 II, p. 1736).
(c) 1889 c. 63.

(b) S.I. 1958/1402 (1958 II, p. 1857).

PART II

TRANSFER FROM LOCAL GOVERNMENT EMPLOYMENT TO
PENSIONABLE EMPLOYMENT IN THE ISLAND OF JERSEY*Persons to whom Part II of the rules applies*

3.—(1) This Part of these rules shall apply to any person who—

(a) either—

(i) becomes a pensionable employee within 12 months after leaving local government employment, or

(ii) having become engaged in national service immediately after leaving local government employment becomes employed as a pensionable employee within 6 months after the termination of such national service; and

(b) has not become entitled to any benefit in respect of his local government employment other than a return of contributions or, if he has become so entitled, has not received payment of such a benefit; and

(c) within 3 months after the date on which he becomes a pensionable employee or within 6 months after the date of the coming into operation of these rules, whichever period last expires, notifies in writing the employing authority that he desires these rules to apply to him, and furnishes the employing authority with particulars of any national service in which he has been engaged since he left the previous employment; and

(d) if he has received any payment by way of a return of contributions (other than voluntary contributions) in respect of his local government employment, pays a sum equal to such payment to the employing authority together with any further sum required by way of interest under paragraph (4) of this rule within 3 months after the date on which he becomes employed as a pensionable employee or within 6 months after the date of the coming into operation of these rules, whichever period last expires, or within such longer period as the employing authority may in any particular case allow; and

(e) is not a person in respect of whom a transfer value has been paid by the authority maintaining the superannuation fund to which he was a contributor since he left his local government employment.

(2) The reference in paragraph (1)(a) of this rule to a period of 12 months after the date on which a person leaves local government employment shall be construed in relation to a person to whom section 6 of the Act (which makes special provision as to local government superannuation during periods of emergency) applies as a reference to a period of 5 years after that date, or such longer period as the Secretary of State may in any particular case allow.

(3) Without prejudice to the provisions of the last preceding paragraph, any period mentioned in paragraph (1)(a) or (c) of this rule may in any particular case be extended by the employing authority with the consent of the authority maintaining the superannuation fund to which the person was a contributor.

(4) Where a person becomes or became a pensionable employee more than 12 months after leaving local government employment the authority maintaining the superannuation fund to which he was a contributor may require him to make a payment by way of compound interest on any sum paid to him by way of

return of contributions (other than voluntary contributions) on or after leaving that employment at a rate of 3% per annum with half-yearly rests for a period beginning either with the date 12 months after the date on which he left that employment or, where this is later, the date on which he received such sum, and ending with the date on which he notified in writing his desire that these rules should apply to him:

Provided that the interest so payable shall not exceed a sum equal to one-half of the difference between the transfer value payable under these rules and the transfer value which would be payable if calculated by reference to the person's age on leaving local government employment.

(5) This Part of these rules shall apply to such a person as aforesaid and shall be deemed always to have applied to him even though he left local government employment or became a pensionable employee before the commencement of these rules:

Provided that—

- (a) the authority maintaining the superannuation fund to which he was a contributor consents; and
- (b) if he has ceased to be employed as a pensionable employee before the commencement of these rules, the employing authority consents.

(6) This rule shall not apply to any person all of whose rights in relation to his previous local government employment have been forfeited by a direction under section 17(3) of the Act of 1953 or under the corresponding provision of a local Act scheme.

Transfer values payable by local authorities

4.—(1) Subject to the provisions of this rule, the authority maintaining the superannuation fund to which a person to whom this Part of the rules has become applicable as a contributor shall pay out of the fund the like transfer value to the employing authority as would have been payable under the transfer value regulations had the person become a contributory employee in the circumstances described in section 24 of the Act of 1937 less an amount equal to any sum which the authority maintaining the fund may become liable to pay by way of income tax in respect of the amount transferred by way of transfer value and an amount equal to any sum required by way of interest under rule 3(4) of these rules and the like particulars of the person's previous pensionable service shall be furnished to the employing authority and the person as would have been given to the person if instead of becoming a pensionable employee he had become a contributory employee:

Provided that—

- (i) the transfer value payable in respect of a person who ceased to hold his former employment more than 12 months before the date of the commencement of these rules shall be calculated by reference to his age at that date;
- (ii) the transfer value payable in respect of a person who becomes a pensionable employee after the commencement of these rules and more than 12 months after leaving local government employment shall be calculated by reference to his age on the date on which he becomes a pensionable employee;
- (iii) the transfer value payable in respect of a person who had been an established officer or servant within the meaning of the Act of 1909 shall be calculated as if paragraph (c) had been omitted from the

definition of "service" in paragraph 1 of the first schedule to the transfer value regulations;

- (iv) the transfer value payable for a person who has forfeited some of his rights in relation to his previous local government employment by a direction under section 17(3) of the Act of 1953 or under the corresponding provision of a local Act scheme shall be calculated by reference only to the service the rights in relation to which have not been forfeited.

(2) Where—

- (a) a transfer value is payable under this rule in respect of a person who before entering local government employment had been subject to the Act of 1909, and
- (b) the body by whom he was last employed while subject to that Act would, if he had become entitled to a superannuation allowance on leaving local government employment, have been liable to contribute to that allowance,

that body shall pay to the authority maintaining the fund a sum equal to the transfer value which that body would have been liable to pay to the Secretary of State under regulation 52(4) of the National Health Service (Scotland) (Superannuation) Regulations 1950(a) if that regulation had become applicable to the person on the date on which he became a pensionable employee; and where that body would have had in respect of any such contribution a right of contribution from any other body, that other body shall pay to the authority maintaining the fund a sum equal to the transfer value which that other body would have been liable to pay to the Secretary of State under paragraph (5) of the said regulation 52 if that regulation had become applicable to the person when he became a pensionable employee.

(3) Where any body referred to in the last preceding paragraph has been dissolved or has ceased to exercise functions as such, references to that body shall be construed as references to the appropriate authority as defined in paragraph (15) of the regulation mentioned therein.

Exercise by local authority of discretionary powers to increase benefits

5.—(1) Where a person becomes or became a pensionable employee after leaving local government employment and these rules have become applicable to him, the authority or body by whom he was employed may, within 6 months after the date on which they are informed by the employing authority of his notification that he desires these rules to apply to him, exercise any discretion which, with a view to increasing the benefits payable to him, it would have been open to them to exercise at the time when he left their employment if he had then retired and had been entitled to a retirement pension under regulation 5 of the benefits regulations, or (if that regulation was not applicable to him) to any corresponding benefit provided under the superannuation provisions which were applicable to him in his former employment.

(2) A decision in the exercise of any discretion under the last preceding paragraph shall be subject to the limitations and restrictions (if any) and to the right of appeal (if any) to which it would have been subject if the discretion had been exercised on the person's retirement in the circumstances aforesaid.

(3) Where a discretion has been exercised under paragraph (1) of this rule the service reckonable immediately before he left his former employment by the

(a) S.I. 1950/498 (1950 I, p. 1458).

person in whose favour the discretion has been exercised shall be deemed to have been correspondingly increased and the transfer value payable in respect of that person shall be calculated accordingly.

(4) Any increase in service, if attributable to a decision under this rule to increase the benefits payable to the person otherwise than by any notional increase or extension of the service reckonable for the purpose of calculating those benefits, or by treating any specified period of non-contributing service as contributing service or, under a local Act scheme, by similarly converting service of one category to service of another category, shall be ascertained by converting a higher rate of benefit into years of contributing service or service for the purposes of the relevant local Act scheme in the manner in which fractions of remuneration are converted into years of contributing service under section 2(4) of the Act of 1953.

(5) Where the amount of any transfer value payable under the last preceding rule is increased in consequence of the exercise by an authority or body of any power conferred upon them by paragraph (1) of this rule, that authority or body shall repay the amount of the said increase to the superannuation fund out of which the transfer value is payable.

PART III

TRANSFER FROM PENSIONABLE EMPLOYMENT IN THE ISLAND OF JERSEY TO LOCAL GOVERNMENT EMPLOYMENT

Persons to whom Part III of the rules applies

- 6.—(1) This Part of these rules shall apply to any person who—
- (a) enters local government employment within 12 months after ceasing to be employed as a pensionable employee;
 - (b) has not become entitled to any benefit in respect of his pensionable employment other than a return of contributions or, if he has become so entitled, has not received payment of such a benefit; and
 - (c) within 3 months after the date on which he enters local government employment or within 6 months after the date of the coming into operation of these rules, whichever period last expires, notifies in writing the local authority maintaining the superannuation fund to which he is then a contributor or, if he has left local government employment, the local authority maintaining the fund to which he was last a contributor that he desires these rules to apply to him.
- (2) Any period mentioned in paragraph (1)(a) or (c) of this rule may in any particular case be extended by the authority mentioned in the said paragraph (1)(c) with the consent of the employing authority.
- (3) This Part of these rules shall apply to such person as aforesaid and shall be deemed always to have applied to him notwithstanding that he ceased to be employed as a pensionable employee or entered local government employment before the commencement of these rules:

Provided that—

- (a) he has been in local government employment without a break of more than 12 months at any one time from the date when he ceased to be employed as a pensionable employee until the commencement of these rules or, if he left local government employment before such date, until the date when he ceased to be in such employment; and

- (b) if he left local government employment before the commencement of these rules, the local authority maintaining the superannuation fund to which he was last a contributor consent.

Reckoning of previous service

7.—(1) Subject as hereinafter provided, if the authority maintaining the superannuation fund to which he becomes or first became a contributor receive from the employing authority a transfer value of an amount equal to the transfer value which would have been payable under the transfer value regulations if the person, instead of having ceased to be a pensionable employee, had ceased to be a contributory employee in the circumstances described in section 24 of the Act of 1937, the period of his service which for the purposes of the relevant Jersey Rules was reckonable as service in the capacity of a pensionable employee shall be reckoned as contributing service for the purposes of the Act of 1937, or as service or as a period of contribution for the purposes of the local Act scheme, as the case may be; and any period of service of which account would have been taken for the purpose of determining whether he has served for the minimum period prescribed by the relevant Jersey Rules as necessary for any pension to be paid to or in respect of him shall, to the same extent, be reckonable for the purpose of determining whether any benefit is payable to or in respect of him as a contributory employee or local Act contributor:

Provided that—

- (a) in relation to any person who, before entering local government employment was employed in the fire service, police force or prison service of the States of Jersey, the period of his service which for the purposes of the relevant Jersey Rules was reckonable as service in the capacity of a pensionable employee shall, if the transfer value payable as aforesaid is correspondingly increased, be increased by one-third;
- (b) if any part of the service which he would become entitled to reckon as contributing service by virtue of the preceding provisions of this rule is attributable to service which, before he became a pensionable employee, was non-contributing service under the Act of 1937 or under a local Act scheme, that service shall be reckonable in his new employment as non-contributing service unless payments with a view to that service being reckoned as contributing service or as service or as a period of contribution under a local Act scheme had been completed while he was a pensionable employee;
- (c) where the 12 months period mentioned in rule 6(1)(a) of these rules is extended by virtue of rule 6(2) of these rules, the provision of this rule requiring payment of a transfer value calculated in accordance with the transfer value regulations shall be read as requiring payment of a transfer value calculated as if the person were ceasing to be in local government employment and entering the employment of the employing authority under these rules.

(2) A person to whom this Part applies shall not be entitled under section 12(2) of the Act of 1937 or any corresponding provision of a local Act scheme to reckon as service any local government employment prior to the date on which he became a pensionable employee if a transfer value has been paid in respect of that local government employment under rule 4 of these rules or under the corresponding provision of any other rules made under section 2 of the Act.

Continuation of payments made with a view to adding to, or enhancing the value of, previous service

8.—(1) Where any person to whom rule 6 of these rules has become applicable

was, at the time when he ceased to be employed as a pensionable employee, in the course of making payments (other than those to which paragraph (2) of this rule applies) by way of—

- (a) instalments in discharge of a fixed sum or
- (b) contributions of a fraction or percentage of emoluments,

as a condition of being entitled to reckon the service in relation to which those payments were being made as a period of reckonable service for the purposes of the relevant Jersey Rules, or as a condition of increasing the length at which the said service would be reckonable for the purpose of calculating a benefit under those rules, he shall be entitled, if he forthwith repays to his last employing authority or pays to the authority maintaining the superannuation fund to which he is a contributor in his new employment a sum equal to any sum paid to him by way of return of such payments on or after ceasing to be employed as a pensionable employee, to make payments and, in respect of the service in respect of which the payments were being made, shall enjoy rights and be subject to liabilities as if in his previous employment he had been, instead of a pensionable employee, a local Act contributor.

(2) Where any person to whom rule 6 of these rules has become applicable was in the course of making payments in respect of added years he shall be entitled, if he forthwith repays to his last employing authority or pays to the authority maintaining the superannuation fund to which he is a contributor in his new employment a sum equal to any sum paid to him by way of return of such payments as aforesaid on or after ceasing to be employed as a pensionable employee, to pay the outstanding payments in the manner in which they would have been payable if he had remained in his employment as a pensionable employee and, in respect of the added years in respect of which those payments are made, shall enjoy rights and be subject to liabilities as if those years were added years in respect of which payments are being made in his new employment under regulation 12 of the benefits regulations or, if in his new employment he is subject to a local Act scheme, under such provisions corresponding to the said regulation 12, or to regulation 5 of the Local Government Superannuation (Reckoning of Service on Transfer) (Scotland) Regulations 1954(a) as are contained in that scheme.

PART IV

MISCELLANEOUS PROVISIONS

Cessation of entitlement to payment out of superannuation fund

9. Notwithstanding anything in the Act of 1937 or any local Act scheme, when these rules become applicable to a person who has ceased to be in employment in which he was a contributing employee or local Act contributor, he shall cease to be entitled to any payment out of the superannuation fund to which he contributed while in that employment in respect of any service of which account was taken in calculating the transfer value payable under rule 4 of these rules, other than a payment by way of return of voluntary contributions.

Computation of contributions of a person to whom rule 6 has become applicable

10.—(1) Where a person to whom rule 6 of these rules has become applicable—

- (a) ceases to be in local government employment in the circumstances mentioned in section 10(1) of the Act of 1937; or
 - (b) dies in the circumstances mentioned in section 10(3) of the Act of 1937;
- or

(a) S.I. 1954/1241 (1954 II, p. 1680).

- (c) ceases (by reason of permanent ill-health or infirmity of mind or body) to be in local government employment, or dies, in circumstances in which there is payable to or in respect of him a benefit which falls to be calculated by reference to the amount of his contributions (with or without interest),

he shall be deemed to have made to the appropriate superannuation fund, on becoming a contributor to such fund, contributions in respect of the period of his employment as a pensionable employee before 1st January 1968 of an aggregate amount equal to three-eighths of the annual salary and emoluments of his office multiplied by the number of completed years of his service as a pensionable employee during that period:

Provided that—

- (a) in the case of a person who did not exercise any option open to him to participate in the contributory pension scheme established by the Public Employees (Contributory Retirement Scheme) (Jersey) Regulations 1967(a), any period of employment as a pensionable employee on and after 1st January 1968 shall also be taken into account, and shall be aggregated with any period of employment before that date;
- (b) in the case of a sum payable on the death of any person this paragraph shall apply only if the last pensionable employment of that person before he entered local government employment was in the Jersey civil service.

(2) Where a person to whom rule 6 of these rules has become applicable and who was a participant in the contributory pension scheme established by the Public Employees (Contributory Retirement Scheme) (Jersey) Regulations 1967, leaves local government employment or dies in circumstances in which under the relevant superannuation provisions there is payable to or in respect of him an amount by way of a return of contributions (with or without interest) or a benefit which falls to be calculated by reference to any such amount then, for the purposes of the relevant superannuation provisions, the amount of his contributions shall be taken to include in respect of any period of service on and after 1st January 1968 which by virtue of these rules has become reckonable as service for the purposes of the Act of 1937 or the relevant local Act scheme an amount equal to the amount which would have been payable by way of a return of contributions in respect of his employment as a pensionable employee during that period, if on his ceasing to hold that employment, he had been entitled to receive an amount by way of return of contributions without interest.

(3) Where under the relevant superannuation provisions the amount payable by way of return of contributions or by way of benefit is a sum which is equal to, or falls to be calculated by reference to, the amount of his contributions with interest thereon, interest shall also be payable in respect of the amount by which those contributions are increased under the last preceding paragraph, calculated—

- (a) as respects the period ending immediately before the date on which he entered local government employment at the rate at which it would have been calculated in respect of his employment as a pensionable employee if on leaving that employment he had been entitled to a return of contributions together with interest thereon; and
- (b) as respects the period beginning on his date of entering local government employment, in accordance with the provisions of section 10 of the Act of 1937 or, as the case may be, the corresponding provision of the relevant local Act scheme.

(4) Notwithstanding anything in this rule, the sum by which the contributions payable under the Act of 1937 are increased under paragraphs (2) and (3) of this rule shall not include—

- (a) any amount in respect of payments made voluntarily for the purpose of securing benefits for a widow, children or other dependant;
- (b) any sum in respect of contributions which, on or after the person's leaving pensionable employment, were returned to and retained by him; or
- (c) any amount in respect of voluntary contributions described in rule 8 which have not been continued in pursuance of that rule.

(5) In this rule "the annual salary and emoluments of his office" means the average annual amount of the pensionable salary and emoluments of his office during the 3 years ending with the last day of his service as a pensionable employee, or, where his service during that period is less than 3 years, the average annual amount of his pensionable salary and emoluments during the actual period of his said service.

Rights of former insured persons to whom rule 6 has become applicable

11. Where any person to whom rule 6 of these rules has become applicable was in his employment as a pensionable employee an insured person within the meaning of the Insular Insurance (Jersey) Law 1950(a) then—

- (a) if he had been excepted from the operation of any provision (hereinafter called "the modification provision") modifying his benefits under the relevant Jersey Rules, the provisions of the National Insurance (Modification of Local Government Superannuation Schemes) (Scotland) Regulations 1947(b), and the provisions of any other regulations or of any scheme replacing wholly or in part the provisions of the first-mentioned regulations, shall not apply to him;
- (b) if he had not been so excepted the provisions of any such regulations or scheme as aforesaid applicable to him in his new employment shall apply to him as if any service which he becomes entitled to reckon under rule 6 of these rules, being service of which account would have been taken under the modification provision for the purpose of reducing any benefit to which the person might have become entitled under the relevant Jersey Rules had he continued to be subject thereto, were service rendered on or after the 5th July 1948.

Application of section 30 of the Act of 1937

12. The provisions of section 30 of the Act of 1937 shall have effect in relation to a person who becomes a contributory employee or a person who is deemed to be a contributory employee in circumstances in which these rules apply as if the reference in the said section to regulations made under that Act included a reference to these rules.

William Ross,
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
21st October 1969.

(a) Recueil des Lois, Tome 1949-1950, p. 497.

(b) S.R. & O. 1947/1697 (Rev. XVI, p. 286: 1947 I, p. 1509).

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules provide for the preservation of the superannuation rights of persons who, after leaving pensionable employment in local government in Scotland, enter within the prescribed time limit (generally 12 months) pensionable employment in various public services (other than the teaching service) in the Island of Jersey, or who, after leaving pensionable employment in those services, enter (within the same time limit) pensionable employment in local government in Scotland.

The Rules extend to changes of employment which have taken place before the commencement of the Rules, but only where the person concerned has been employed in Jersey since the date his Jersey employment became pensionable. The Rules are given this limited retrospective operation under the express authority of, and subject to the safeguards required by, section 2(5) of the Superannuation (Miscellaneous Provisions) Act 1948.