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S T A T U T O R Y   I N S T R U M E N T S

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**1974 No. 1741**

**PENSIONS**

**The Pensions Increase (Northern Ireland Reserved Services)**

**Regulations 1974**

<i>Made - - - -</i>	<i>23rd October 1974</i>
<i>Laid before Parliament</i>	<i>1st November 1974</i>
<i>Coming into Operation</i>	<i>6th November 1974</i>

The Minister for the Civil Service, in exercise of the powers conferred on him by section 5(2) and (4) of the Pensions (Increase) Act 1971<sup>(a)</sup> and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Pensions Increase (Northern Ireland Reserved Services) Regulations 1974, and shall come into operation on 6th November 1974.

2.—(1) Any reference in these Regulations to any enactment is a reference to that enactment as amended by or under, and includes a reference to that enactment as extended or applied by, any other enactment; and in this paragraph “enactment” includes an enactment of the Parliament of Northern Ireland.

(2) The Interpretation Act 1889<sup>(b)</sup> shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3. The Pensions (Increase) Act 1971 shall have effect in relation to the pensions specified in the Schedule to these Regulations as if they were specified in Part I of Schedule 2 to that Act.

4. Any increase of pension payable by virtue of these Regulations shall take effect from 1st January 1974.

Given under the official seal of the Minister for the Civil Service on 23rd October 1974.

(L.S.)

*C. R. Morris,*  
Minister of State,  
Civil Service Department.

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<sup>(a)</sup> 1971 c. 56.

<sup>(b)</sup> 1889 c. 63.

## SCHEDULE

*Pensions to which the Pensions (Increase) Act 1971 is to apply*

1. A pension payable—

- (a) by virtue of section 33(2) of the Police Act (Northern Ireland) 1970(a) or the Constabulary Act (Northern Ireland) 1922(b) and the Constabulary (Pensions) Act (Northern Ireland) 1949(c) under the orders relating to the pensions of the Royal Ulster Constabulary or under the orders or regulations relating to the pensions of the Ulster Special Constabulary, or
- (b) under the Police Act (Northern Ireland) 1970 in respect of service as a constable, a reserve constable or a police cadet, or
- (c) under the Police Act (Northern Ireland) 1970 in respect of service otherwise than as mentioned in sub-paragraphs (a) and (b) above.

Sub-paragraphs (a) and (b) above do not include a derivative pension other than a substituted pension nor a substituted pension if the original pension was a derivative pension.

2. A pension payable out of moneys provided by Parliament by virtue of—

- (a) section 19 of the Administration of Justice Act (Northern Ireland) 1954(d) (clerks of petty sessions), or
- (b) sections 27 and 168 of the Magistrates' Courts Act (Northern Ireland) 1964(e) (clerks of petty sessions).

3. A pension payable under Part XIII of the County Courts Act (Northern Ireland) 1959(f) (county court judges; Clerks of the Crown and Peace and registrars; other officials in the county court service).

4. A pension payable under rules made under section 36 of the Coroners Act (Northern Ireland) 1959(g) (coroners, etc.).

5. A pension payable under the Resident Magistrates' Pensions Act (Northern Ireland) 1960(h) (resident magistrates).

6. A pension payable under sections 14(6) and 14A(4) of the Electoral Law Act (Northern Ireland) 1962(i) (chief electoral officer; staff of the chief electoral officer).

7. A pension payable to the Director or Deputy Director of Public Prosecutions for Northern Ireland under Article 4(4) of the Prosecution of Offences (Northern Ireland) Order 1972(j).

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations apply the Pensions (Increase) Act 1971 to the pensions payable in respect of service in certain offices in Northern Ireland. By virtue of the Northern Ireland Constitution Act 1973 the offices in question are now reserved services, and the pensions are payable out of the Consolidated Fund of the United Kingdom or out of moneys provided by the Parliament of the United Kingdom.

Under the powers in section 5(4) of the 1971 Act the Regulations provide for the increases of pension to take effect from 1st January 1974.

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|--------------------------------------|------------------------|------------------------|
| (a) 1970 c. 9 (N.I.).                | (b) 1922 c. 8 (N.I.).  | (c) 1949 c. 9 (N.I.).  |
| (d) 1954 c. 9 (N.I.).                | (e) 1964 c. 21 (N.I.). | (f) 1959 c. 25 (N.I.). |
| (g) 1959 c. 15 (N.I.).               | (h) 1960 c. 2 (N.I.).  | (i) 1962 c. 14 (N.I.). |
| (j) S.I. 1972/538 (1972 I, p. 1827). |                        |                        |



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