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

1974 No. 1759

PENSIONS

**The Pensions Increase (Modification) (Royal Ulster
Constabulary) Regulations 1974**

<i>Made - - - -</i>	<i>28th October 1974</i>
<i>Laid before Parliament</i>	<i>5th November 1974</i>
<i>Coming into Operation</i>	<i>7th November 1974</i>

In exercise of the powers conferred on me by sections 1(4) and 4(1) and (3) of the Pensions (Increase) Act 1974(a), I hereby, with the consent of the Minister for the Civil Service, make the following Regulations:—

Citation, operation, etc.

1. These Regulations may be cited as the Pensions Increase (Modification) (Royal Ulster Constabulary) Regulations 1974.
2. These Regulations shall come into operation on 7th November 1974 and shall have effect from 1st January 1974.
3. The Interpretation Act 1889(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

Application and effect

4. These Regulations shall apply in the case of a pension specified in paragraph 1(b) of the Schedule to the Pensions Increase (Northern Ireland Reserved Services) Regulations 1974(c) and payable in respect of service as a constable; and any such pension is hereinafter referred to as a Royal Ulster Constabulary pension.

5. Where a person has been promoted during the period in respect of which the emoluments relevant for the purpose of a Royal Ulster Constabulary pension were payable (hereinafter referred to as the relevant period), section 1 of the Pensions (Increase) Act 1974 shall have effect as if it authorised whichever is the more favourable of the following increases, namely:—

- (a) the increase authorised by sub-sections (1) and (2) thereof in the pension actually payable, and
- (b) the increase which would have been authorised if the person had not been promoted and the rate of the pension had been that at which it would have been payable had he throughout the relevant period received the emoluments appropriate to the rank first held by him during that period.

(a) 1974 c. 9.

(b) 1889 c. 63.

(c) S.I. 1974/1741 (1974 III, p. 6207).

6. The definition of "the relevant date" in section 4(1) of the Pensions (Increase) Act 1974 shall have effect in relation to a Royal Ulster Constabulary pension as if after the words "the emoluments relevant for the purpose of calculating the pension" there were inserted the words "in the last rank held by the recipient thereof",

Merlyn Rees,
One of Her Majesty's Principal
Secretaries of State.

Northern Ireland Office.
25th October 1974.

Consent of the Minister for the Civil Service given under his Official Seal
on 28th October 1974.

(L.S.)

K. H. McNeill,
Authorised by the
Minister for the Civil Service.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations modify the Pensions (Increase) Act 1974 in its application to Royal Ulster Constabulary pensions. They provide that, where the rank of a member of the Constabulary has changed during the year ending with 6th November 1974, the "relevant date" for the purposes of the Act shall be determined by reference to the date of the principal pay increase in his last rank (Regulation 6). Where the change in rank is a promotion, the increase in pension under section 1 is to be not less than it would have been had the member not been promoted (Regulation 5).

In pursuance of section 4(3) of the Act, the Regulations have effect as from 1st January 1974.

SI 1974/1759
ISBN 0-11-041759-3

