

1974 No. 1805 (S.164)

PENSIONS

**The Pensions Increase (Local Authorities'
Prescribed Pensions) (Scotland) Regulations 1974**

<i>Made</i> - - - -	<i>29th October, 1974</i>
<i>Laid before Parliament</i>	<i>5th November, 1974</i>
<i>Coming into Operation</i>	<i>6th November, 1974</i>

In exercise of the powers conferred upon me by sections 1(1) and (2) and 4(1) and (3)(a) of the Pensions (Increase) Act 1974 (a) and of all other powers enabling me in that behalf, and with the consent of the Minister for the Civil Service, I hereby make the following regulations:—

1. These regulations may be cited as the Pensions Increase (Local Authorities' Prescribed Pensions) (Scotland) Regulations 1974 and shall come into operation on 6th November, 1974.

2.—(1) In these regulations "the Act of 1974" means the Pensions (Increase) Act 1974.

(2) In these regulations, unless the context otherwise requires, references to any enactment or instrument shall be construed as references thereto as amended by any other enactment or instrument.

(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.

3. There are hereby prescribed for the purposes of section 1(1) of the Act of 1974 the pensions specified in Schedule 1 to these regulations ("prescribed pension:").

4. A prescribed pension payable in respect of service ending with a category of employment specified in column (1) of Part I of Schedule 2 to these regulations is specified as a pension as respects which, in the opinion of the Secretary of State, increases in the emoluments relevant for the purpose of calculating the pension were deferred during the period beginning with 6th November 1972 and ending with 31st March 1973 in consequence of the provisions of the Counter-Inflation (Temporary Provisions) Act 1972 (c).

5. The date on which, in the opinion of the Secretary of State, the emoluments relevant for the purpose of calculating a prescribed pension payable in respect of service ending with a category of employment specified in column (1) of Part I or Part II, as the case may be, of Schedule 2 to these regulations were, or are expected to be, increased by the principal pay increase made or expected to be made, during the year ending with 6th November 1974, in accordance with the code in force under section 2 of the Counter-Inflation Act 1973 (d) at the time of the increase, is the date specified in relation to that category of employment in column (2) of that schedule.

(a) 1974 c. 9.
(c) 1972 c. 74.

(b) 1889 c. 63.
(d) 1973 c. 9.

6. Any increase of pension payable by virtue of these regulations shall have effect in respect of any period beginning on or after 1st December 1973.

William Ross,

One of Her Majesty's Principal
Secretaries of State.

St. Andrew's House,
Edinburgh.
28th October 1974.

Consent of the Minister for the Civil Service given under his Official Seal on
29th October 1974.

W. G. Bristow,

Authorised by the Minister for
the Civil Service.

(L.S.)

Regulation 3

SCHEDULE 1

PRESCRIBED PENSIONS

1. A pension payable by a local authority in Scotland out of a superannuation fund established and administered under Part B of the Local Government Superannuation (Scotland) Regulations 1974 (a).
2. A pension payable by a local authority in Scotland under regulations made under section 220 of the Local Government (Scotland) Act 1973 (b).
3. A pension payable by a local authority in Scotland by way of such compensation as is mentioned in section 8(1)(b) or (c) of the Pensions (Increase) Act 1971 (c).

Regulations 4 and 5

SCHEDULE 2

CATEGORIES OF EMPLOYMENT, TOGETHER WITH RELEVANT DATES

PART I

(1) Category of employment	(2) Relevant date
1. Employment on terms negotiable by the National Joint Industrial Council for the Waterworks Undertakings Industry.	2nd December 1973
2. Employment on terms negotiable by the National Joint Industrial Council for the Water Service.	2nd December 1973
3. Employment in which any pay increase normally takes effect on 1st January in any year.	1st January 1974
4. Employment as a plumber on terms negotiable by the Scottish Joint Negotiating Committee for Local Authorities' Services (Craftsmen).	7th August 1974

(a) S.I. 1974/812 (1974 II, p. 3093).

(b) 1973 c. 65.

(c) 1971 c. 56.

PART II

(1) Category of employment	(2) Relevant date
1. Employment in which any pay increase normally takes effect on 7th November in any year.	7th November 1973
2. Employment in which any pay increase normally takes effect on 1st April in any year.	1st April 1974
3. Employment in which any pay increase normally takes effect on 1st July in any year.	1st July 1974
4. Employment on terms negotiable by the Scottish Joint Negotiating Committee for Local Authorities' Services (Building and Civil Engineering Operatives).	1st July 1974
5. Employment on terms negotiable by the National Joint Committee for the Water Industry (Non-Manual Staffs).	1st August 1974
6. Employment on terms negotiable by the National Joint Council for Water Service Staff.	1st August 1974
7. Employment on terms negotiable by the Whitley Councils for the Health Services (Great Britain) Medical and (Hospital) Dental Council Committee C.	1st October 1974
8. Employment on terms negotiable by the Whitley Councils for the Health Services (Great Britain) Dental Whitley Council (Local Authorities).	1st October 1974

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, which apply to Scotland, enable the local authority pensions described in Schedule 1 to be increased under section 1 of the Pensions (Increase) Act 1974, which provides for increases in official pensions affected by the Counter-Inflation (Temporary Provisions) Act 1972 and the Counter-Inflation Act 1973.

Under the powers in section 4(3)(a) of the Act of 1974, the Regulations provide for increases payable by virtue of the Regulations to take effect from 1st December 1973.

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