

1976 No. 1519

PENSIONS

**The Overseas Service (Pensions Supplement) (Amendment)
Regulations 1976**

<i>Made - - - -</i>	13th September 1976
<i>Coming into Operation</i>	15th September 1976
<i>Laid before Parliament</i>	22nd September 1976

In exercise of the powers conferred on me by sections 11 and 11A of the Pensions (Increase) Act 1971(a) and section 7(2) of and Part I of Schedule 2 to the Ministers of the Crown Act 1975(b) and with the approval of the Minister for the Civil Service, I hereby make the following Regulations:—

Citation, construction and commencement

1.—(1) These Regulations may be cited as the Overseas Service (Pensions Supplement) (Amendment) Regulations 1976 and shall be construed as one with the Overseas Service (Pensions Supplement) Regulations 1972(c) (hereinafter referred to as “the principal Regulations”) as amended(d).

(2) These Regulations and the principal Regulations, as amended, may be cited together as the Overseas Service (Pensions Supplement) Regulations 1972 to 1976.

(3) These Regulations shall come into operation on 15th September 1976.

Amendment of Regulation 4 of the principal Regulations

2. Regulation 4 of the principal Regulations is amended by the addition of the following proviso after proviso (iv) thereto:—

“(v) in the cases of a pension in respect of service under the Government of Ghana, which has been calculated under the Ghana Pensions Ordinance as amended by the Ghana Pensions and Social Security (Amendment) Decree 1975, and of a pension in respect of service under the Government of Uganda, which has been calculated under the Uganda Pensions (Amendment) Regulations 1976, such pensions shall, for the purposes of these Regulations, be reassessed as if they were respectively a pension calculated under the said Ordinance or Act prior to the said Decree or Regulations coming into force; and the provisions of these Regulations shall be applied to the pension as thus reassessed.

(a) 1971 c. 56 as amended by 1973 c. 21.

(b) 1975 c. 26.

(c) S.I. 1972/550 (1972 I, p. 1837).

(d) S.I. 1972/1675, 1973/1793, 1974/1867, 1975/1260 (1972 III, p. 4907; 1973 III, p. 5518; 1974 III, p. 6423; 1975 II, p. 4270).

The excess of the pension without such reassessment over the reassessed pension shall be regarded as an overseas increase paid to the pensioner."

Anthony Crosland,
Minister of Overseas Development.

13th September 1976.

Consent of the Minister for the Civil Service given under his Official Seal on 13th September 1976.

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 amend the Overseas Service (Pensions Supplement) Regulations 1972 to 1975 so as to:—

- (a) provide that, for calculating supplements under the Regulations, the basic rate of a pension payable in respect of service under the Governments of Ghana or Uganda shall be the pension which would have been awarded under the pensions legislation of Ghana or Uganda prior to the introduction of the Ghana Pensions and Social Security (Amendment) Decree 1975 or the Uganda Pensions (Amendment) Regulations 1976, respectively;
- (b) provide that the excess of the pension under the pensions legislation as amended when compared with the pension under the pensions legislation before the amendment will be regarded as an overseas increase paid to the pensioner.

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