

7. Where within the meaning of the Royal Ulster Constabulary Pensions Orders, 1949 to 1956, a regular policeman in Great Britain has transferred to the force, he shall be entitled to reckon for purposes of pay in the rank in which he joins the force all service in the same rank which at the date of the transfer, he was entitled to reckon for purposes of pay in the force from which he transferred.
8. Where a person who has been a regular policeman in Great Britain, within the meaning of the Royal Ulster Constabulary Pensions Orders, 1949 to 1956, joins the force he shall, if the Ministry in its discretion thinks fit, be entitled to reckon for purposes of pay his period of service in the force in Great Britain.

Pensions

ORDER, DATED 5TH APRIL, 1956, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE CONSTABULARY AND POLICE (IRELAND) ACT, 1919, AS APPLIED BY THE CONSTABULARY ACT (NORTHERN IRELAND), 1922, AND THE CONSTABULARY (PENSIONS) ACT (NORTHERN IRELAND), 1949.

1956. No. 49

[C]

I, THE RIGHT HONOURABLE GEORGE BOYLE HANNA, Q.C., Minister of Home Affairs for Northern Ireland in exercise of the powers conferred on me by section two of the Constabulary Act (Northern Ireland), 1922, section four of the Constabulary and Police (Ireland) Act, 1919, as applied by the said Act of 1922, and by the Constabulary (Pensions) Act (Northern Ireland), 1949, and of all other powers enabling me in that behalf, do hereby order as follows:—

1. For sub-paragraph (2) of paragraph 3 of the Schedule to the Royal Ulster Constabulary Pensions Order, 1949, there shall be substituted the following sub-paragraph:—

(2) The amount of an ordinary pension shall be determined in accordance with Parts I, III and V of Appendix I:

Provided that where the date of retirement is the 1st July, 1949, or any later date an ordinary pension shall be determined in accordance with Parts IA, III and V of the said Appendix.

2. For sub-paragraph (2) of paragraph 4 of the said Schedule there shall be substituted the following sub-paragraph:—

(2) The amount of the said pension or gratuity shall be determined in accordance with Parts II, III and V of Appendix I:

Provided that where the date of retirement is the 1st July, 1949, or any later date the amount of the said pension or gratuity shall be determined in accordance with Parts IIA, III and V of the said Appendix.

3. For sub-paragraph (3) of paragraph 5 of the said Schedule there shall be substituted the following sub-paragraph:—

(3) The amount of the said pension or gratuity shall be determined in accordance with Parts II, III and V of Appendix I:

Provided that where the date of retirement is the 1st July, 1949, or any later date the amount of the said pension or gratuity shall be determined in accordance with Parts IIA, III and V of the said Appendix.

4. At the end of sub-paragraph (3) of paragraph 3 of the said Schedule there shall be added the words—

“and for the purposes of sub-paragraphs (1) and (2) any such pension as is mentioned in sub-paragraph (d) and is reduced in accordance with Part V of Appendix I shall be deemed not to have been so reduced.”

5. For sub-paragraph (2A) of paragraph 11 of the said Schedule as set out in Article 1 of the Royal Ulster Constabulary Pensions (Amending) Order, 1955, there shall be substituted the following sub-paragraph:—

(2A) A widow's ordinary pension, including such a pension granted before the 25th April, 1955, shall be of the amount described in Part I of Appendix II:

Provided that:—

- (i) where the date of the death of the husband is the 6th April, 1949, or any later date up to and including the 30th June, 1949, the pension in respect of any period after the 24th April, 1955, shall not be of less amount than it would have been if calculated in accordance with Part IA of Appendix II,
- (ii) where the date of the death of the husband is the 1st July, 1949, or any later date the pension in respect of any period after the 24th April, 1955, shall be of the amount described in the said Part IA, and
- (iii) where immediately before his death or retirement the husband was paying pension contributions at a rate related to six-and-a-quarter per cent. of his pensionable pay the pension shall be of the amount described in Part VIII of Appendix II.

6. For sub-paragraph (1) of paragraph 12 of the said Schedule there shall be substituted the following sub-paragraph:—

(1) Where, under Paragraph 11, a widow is entitled to an ordinary pension calculated in accordance with Part I or Part IA of Appendix II the Ministry, with the consent of the Ministry of Finance, may increase that pension in accordance with the provisions of this paragraph.

7. For sub-paragraph (1) of paragraph 13 of the said Schedule there shall be substituted the following sub-paragraph:—

(1) Where a man dies as the result of an injury received in the execution of his duty as a member without his own default his widow shall be entitled to a widow's special pension.

8. For sub-paragraph (1) of paragraph 19 of the said Schedule there shall be substituted the following sub-paragraph:—

(1) A widow shall not be entitled to a pension or gratuity under this Part of this Schedule if at the time of her husband's death—

- (a) she was separated from him by an order or decree of a competent court, and
- (b) he was not required by an order or decree of a competent court to contribute to her support and was not, in fact, regularly contributing to her support.

9. At the end of paragraph 21 of the said Schedule, as amended by the Royal Ulster Constabulary Pensions (Amending) Order, 1953, there shall be added the following sub-paragraph:—

(4) Notwithstanding the foregoing provisions of this paragraph no child's ordinary allowance shall be payable in respect of the death of a person for such period or periods, if any, as a widow's ordinary pension calculated in accordance with paragraph 1 of Part VIII of Appendix II is payable in respect of that person's death.

10. After paragraph 25 of the said Schedule there shall be inserted the following paragraph:—

25A. An allowance to a child shall be payable as from the date of the death of the parent in respect of whom it is payable or, in the case of an allowance to a posthumous child, as from the date of the birth of the child except—

- (a) where the parent was in receipt of a pension and he dies during the period in respect of which he has already received his pension, in which case the allowance shall not be payable before the end of that period;
- (b) where the parent has received a gratuity, in which case the allowance shall be payable at such time as the Ministry may in their discretion determine to be reasonable, not being more than one year after his death having regard to all the circumstances including the amount of the gratuity.

11. For sub-paragraph (2) of paragraph 33 of the said Schedule there shall be substituted the following sub-paragraph:—

(2) Where a member who retires or before 5th July, 1948, has retired from the force and on retirement is not or was not granted a pension rejoins the force the period shall be that

which he was entitled to reckon as pensionable service when he so retired or if he so retired before 5th July, 1948, the period which he was entitled then to reckon as approved service and the appropriate payment shall be any gratuity, return of pension contributions or, as the case may be, rateable deductions which he may have received on his retirement, so, however, that where immediately before his retirement he was paying additional pension contributions under paragraph 36A the appropriate payment shall be reduced by the amount he had paid by way of such contributions.

12. For paragraph 34 of the said Schedule there shall be substituted the following paragraph:—

34. Where before joining the force a member served as a regular policeman in a police force in Great Britain and on retiring therefrom became entitled to a gratuity or return of pension contributions or of rateable deductions he shall, if the Ministry in their discretion so decide, be entitled to reckon as pensionable service the whole, or so much as the Ministry think fit, of the period of service as a regular policeman taken into account in the calculation of such gratuity or return of pension contributions or of rateable deductions, on condition that he pays to the Ministry a sum equal to such gratuity or return of pension contributions or of rateable deductions, or the proportionate part of such a sum, as the case may be, so, however, that where immediately before his retirement as a regular policeman he was paying additional pension contributions under Regulation 35A of the Police Pensions Regulations, 1955, or under Regulation 37A of the Police (Scotland) Pensions Regulations, 1955, the said sum shall be reduced by the amount he paid by way of such contributions.

13. For sub-paragraph (2) of paragraph 36 of the said Schedule there shall be substituted the following sub-paragraph:—

(2) The pension contributions (including additional pension contributions, if any, payable under the provisions of paragraph 36A) upon each instalment of pay shall fall due at the same time as that instalment and may, without prejudice to any other method of payment, be discharged by way of a deduction of an appropriate amount from the said instalment.

14. At the end of paragraph 36 of the said Schedule there shall be added the following sub-paragraphs:—

(5) Notwithstanding the foregoing provisions of this paragraph, the pension contributions of a member, other than a woman member, in respect of service after the 31st March, 1956, shall, subject to the provisions of sub-paragraphs (6) and (7), be calculated as if for the words "five per cent." in sub-paragraphs (1) and (3) there were substituted the words "six-and-a-quarter per cent."

(6) Where a member, other than a woman member, who is serving in the force on the 1st April, 1956, or is then seconded for police duty overseas does not before the appropriate day

elect by written notice to the Ministry to pay pension contributions at the increased rate specified in sub-paragraph (5) he shall, in respect of any service on or after the appropriate day, pay pension contributions at the rate at which he would be liable to pay but for the provisions of sub-paragraph (5), and the Ministry shall refund to him one-and-a-quarter per cent. of his pensionable pay in respect of the period between 1st April, 1956, and the appropriate day:

Provided that, if a member gives written notice to the Ministry that he does not intend to exercise his right of election under this sub-paragraph, this sub-paragraph shall apply as if for the second and third references to the appropriate day there were substituted references to the first day of the pay period during which he gives such notice.

(7) For the purposes of sub-paragraph (6) "appropriate day" shall mean—

- (a) the 1st July, 1956, or
- (b) where the member is seconded for police duty overseas such date as the Ministry may determine, or
- (c) where the member retires before the 1st July, 1956, the last day of his service with the force.

15. After paragraph 36 of the said Schedule there shall be inserted the following paragraphs:—

36A. Where a member, other than a woman member, who is serving in the force on the 1st April, 1956, or is then seconded for police duty overseas—

- (a) is entitled on that day to reckon not more than twenty years' pensionable service, and
- (b) will be entitled to reckon at least twenty-five years' pensionable service before he becomes subject to retirement under the provisions of paragraph 48, and
- (c) has elected in accordance with the provisions of sub-paragraph (6) of paragraph 36 to pay pension contributions at a rate related to six-and-a-quarter per cent. of his pensionable pay,

then, for the purpose of avoiding a reduction in pension under Part V of Appendix I, he may by written notice to the Ministry elect, before the appropriate day specified in sub-paragraph (7) of paragraph 36, to pay additional pension contributions, and where he has so elected he shall pay such pension contributions from the said appropriate day at a rate calculated in accordance with Appendix IV until such time as he becomes entitled to reckon twenty-five years' pensionable service or retires, whichever is the earlier.

36B. The preceding provisions of this part of this Schedule shall apply in the case of a member who has been a member of a police force in Great Britain as if—

- (a) he had been a member of the force;

- (b) any election made or notice given by him in accordance with the provisions of Regulation 35 or 35A of the Police Pensions Regulations, 1955, or in accordance with the provisions of Regulation 37 or 37A of the Police Pensions (Scotland) Regulations, 1955, had been made or given in accordance with the provisions of sub-paragraph (6) of paragraph 36, or, as the case may be, paragraph 36A, of this Schedule; and
- (c) any notice given or election made in accordance with the provisions of paragraph (3) of Regulation 41 of the Police Pensions Regulations, 1948, or in accordance with the provisions of paragraph (3) of Regulation 43 of the Police Pensions (Scotland) Regulations, 1948, had been a notice given in accordance with sub-paragraph (3) of paragraph 36 of this Schedule.

16. For paragraph 49 of the said Schedule there shall be substituted the following paragraph:—

49.—(1) If the Minister on the report of the Inspector General determines that the retention in the force of a member who, if required to retire, would be entitled to receive a pension of an amount not less than two-thirds of his average pensionable pay would not be in the general interests of efficiency, the member may be required to retire on such date as the Minister may determine.

(2) For the purposes of this paragraph a member who is paying pension contributions at a rate related to six-and-a-quarter per cent. of his pensionable pay shall be deemed, if required to retire, to be entitled to the pension to which he would be entitled but for the provisions of Part V of Appendix I.

17. Paragraph 55 of the said Schedule shall be omitted.

18.—(1) For sub-paragraph (3) of paragraph 57 of the said Schedule there shall be substituted the following sub-paragraph:—

(3) A reference in this Schedule to retirement includes a reference to the discharge by the Inspector General under the provisions of the Royal Ulster Constabulary Recruiting Regulations of a member during his probationary period of service. It does not include a reference to leaving the force on transferring to a police force in Great Britain or to the Ulster Special Constabulary.

(2) For (i) of sub-paragraph (6) of the said paragraph 57 of the said Schedule there shall be substituted the following:—

- (i) The aggregate of the pension contributions (including additional pension contributions under the provisions of paragraph 36A), made in respect of that period by that person to the Ministry and any rateable deductions made in respect of that period by the Ministry from his pay and where that person has made no pension contributions but has had rateable deductions made in respect of that period from his pay by the Ministry, those rateable deductions together with—

19.—(1) For paragraph 2 of Part III of Appendix I to the said Schedule there shall be substituted the following paragraph:—

2. Where a person who immediately before he retired and was granted a pension was paying pension contributions at a rate of twopence a week less than the appropriate percentage of his pensionable pay there shall not be any reduction of the pension under this Part of this Appendix.

(2) For paragraph 3 of the said Part III there shall be substituted the following paragraph:—

3. When a person who immediately before he retired and was granted a pension was paying pension contributions at a rate of one shilling and twopence a week less than the appropriate percentage of his pensionable pay by reason of the making of such an election or the giving of such notice as is mentioned in sub-paragraph (3) or (3A) of paragraph 36 of the Schedule attains, if he is a man, the age of sixty-five and if she is a woman the age of sixty the pension shall be reduced by an amount at an annual rate equal to the amount obtained by multiplying the sum in the second column of the subjoined Table set opposite to the age in the first column of the said Table which he had attained on the 5th July, 1948, by the number of years specified in paragraph 4:—

(3) For paragraph 4 of the said Part III there shall be substituted the following paragraph:—

4. The number of years referred to in paragraph 1 and in paragraph 3 by which the sums therein respectively specified are to be multiplied for the purposes of those paragraphs is the highest whole number of years in the aggregate period during which the person concerned has paid contributions as a member at the rate of one shilling and twopence a week less than a percentage of his pensionable pay or has paid pension contributions as a regular policeman within the meaning of the Police Pensions Regulations, 1949, or the Police Pensions (Scotland) Regulations, 1949, at a rate of one shilling and twopence a week less than the appropriate percentage of his pensionable pay:

Provided that in arriving at the said aggregate any period or periods—

- (a) in respect of which the person concerned was not entitled to reckon any pensionable service for the purposes of the pension in question, or
 - (b) which fell after the date on which the person concerned would have been entitled if he had retired to a pension based on thirty years' pensionable service,
- shall be disregarded

20. At the end of Appendix I to the said Schedule there shall be added the following Part:—

“PART V

Paragraphs 3, 4 and 5
(Schedule)

REDUCTIONS IN ORDINARY, ILL-HEALTH OR SHORT-SERVICE PENSIONS PAYABLE TO PERSONS PAYING PENSION CONTRIBUTIONS AT A RATE RELATED TO SIX-AND-A-QUARTER PER CENT. OF PENSIONABLE PAY

1. The amount of an ordinary, ill-health or short-service pension payable to a man who was, immediately before his retirement, paying pension contributions at a rate related to six-and-a-quarter per cent. of his pensionable pay shall, subject to the provisions of this Part of this Appendix, be reduced by an amount which is that percentage of his pension which is set out in the second column of the subjoined Table opposite the number of completed years of pensionable service he is entitled to reckon:—

- (a) by virtue of service before the 1st April, 1956, and
- (b) by virtue of service on or after the 1st April, 1956, in respect of which he has not paid pension contributions at a rate related to six-and-a-quarter per cent. of his pensionable pay:—

TABLE

Completed years of pensionable service	Percentage reduction in pension
1	0.2
2	0.4
3	0.5
4	0.6
5	0.8
6	0.9
7	1.0
8	1.2
9	1.3
10	1.5
11	1.6
12	1.7
13	1.8
14	1.9
15	2.0
16	2.1
17	2.2
18	2.3
19	2.4
20	2.5
21	2.6
22	2.7
23	2.8
24	2.9
25	2.9
26	3.0
27	3.1
28	3.1
29	3.2
30 or more	3.3

2. Where the pension referred to in paragraph 1 is one which comes within the provisions of paragraph 52 of the Schedule the words "percentage of his pension" in paragraph 1 shall be construed as percentage of his gross pension within the meaning of sub-paragraph (2) of paragraph 52 of the Schedule.

3. In calculating the amount of the said reduction no account shall be taken of any service which he is entitled to reckon as pensionable service by virtue of paragraph (4)(a) of Article 4 of the Royal Ulster Constabulary Pensions Order, 1923.

4. If he elected to pay additional pension contributions under paragraph 36A of the Schedule or under Regulation 35A of the Police Pensions Regulations, 1955, or Regulation 37A of the Police Pensions (Scotland) Regulations, 1955, and paid such contributions until he became entitled to reckon twenty-five years' pensionable service or retired with a pension, in calculating the amount of the said reduction no account shall be taken of any service before the 1st April, 1956, which he was entitled to reckon as pensionable service when he made the said election.

5. In calculating the amount of the said reduction there shall be disregarded any reduction in the amount of the pension in accordance with the provisions of Part III of this Appendix."

21. At the end of Appendix II to the said Schedule there shall be added the following Part:—

"PART VIII

Paragraph 11 (Schedule)

WIDOW'S ORDINARY PENSION—STANDARD RATE

1. Subject to paragraph 2 of this Part of this Appendix the amount of a widow's ordinary pension determined in accordance with this Part of this Appendix shall be not more than forty one-hundred-and-eightieths of her husband's weekly average pensionable pay and, subject as aforesaid, shall be equal to one one-hundred-and-eightieth of his weekly average pensionable pay for each completed year of pensionable service up to twenty years with the addition of one one-hundred-and-eightieth for each completed half-year by which his pensionable service exceeded twenty years.

2. Where in respect of any period a widow so elects, the weekly amount of her ordinary pension in respect of that period shall be, if her husband at the time when he ceased to be a member—

(a) held a rank higher than that of Head Constable, twenty-six shillings and tenpence;

(b) held the rank of Head Constable, twenty-three shillings;

(c) held a rank lower than that of Head Constable, nineteen shillings and twopence;

so, however, that where the husband was entitled to reckon at least ten years' pensionable service the aforesaid amounts shall be increased by one shilling and elevenpence."

22. After Appendix III to the said Schedule there shall be added the following Appendix:—

APPENDIX IV

Paragraph 36A (Schedule)

ADDITIONAL PENSION CONTRIBUTIONS

1. Where a member has elected to pay additional pension contributions, he shall pay such contributions at a rate equal to that percentage of his pensionable pay which is set out in the second column of the subjoined Table opposite the number of completed years of pensionable service he was entitled to reckon, at the time he made his election, by virtue of service before the 1st April, 1956:—

TABLE

Completed years of pensionable service	Rate expressed as a percentage of pensionable pay
1	0.1
2	0.1
3	0.2
4	0.2
5	0.3
6	0.4
7	0.5
8	0.6
9	0.7
10	0.8
11	0.9
12	1.1
13	1.3
14	1.6
15	1.9
16	2.3
17	2.7
18	3.3
19	4.1
20	4.1

2. In calculating the rate at which additional pension contributions are payable no account shall be taken of any service he is entitled to reckon as pensionable service under the provisions of paragraph (4) (a) of Article 4 of the Royal Ulster Constabulary Pensions Order, 1923.

23. I certify that sub-section (2) of section four of the Constabulary and Police (Ireland) Act, 1919, which provides that a draft of any Order proposed to be made under the said section shall be submitted to the representative body or bodies constituted by that Act and representing any rank or ranks affected, and that before the Order is made the Ministry of Home Affairs shall consider any representations made by such body or bodies, has been fully observed.

24. This order shall have effect as from the 1st April, 1956, and may be cited as the Royal Ulster Constabulary Pensions (Amending) Order, 1956, and shall be construed as one with the Royal Ulster Constabulary Pensions Orders, 1949 to 1955, and those Orders and this Order may be cited together as the Royal Ulster Constabulary Pensions Orders, 1949 to 1956.

Dated this 5th day of April, 1956.

George B. Hanna,
Minister of Home Affairs
for Northern Ireland.

I, THE RIGHT HONOURABLE BRIAN MAGINESS, Q.C., LL.D., Minister of Finance for Northern Ireland, hereby signify my concurrence in the foregoing Order.

Dated this 10th day of April, 1956.

Brian Maginess,
Minister of Finance
for Northern Ireland.

ROYAL ULSTER CONSTABULARY (WOMEN MEMBERS)

Pay

ORDER, DATED 28TH MAY, 1956, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE CONSTABULARY AND POLICE (IRELAND) ACT, 1919, AS APPLIED BY THE CONSTABULARY ACT (NORTHERN IRELAND), 1922.

1956. No. 87

[C]

I, THE RIGHT HONOURABLE TERENCE O'NEILL, D.L., Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by section two of the Constabulary Act (Northern Ireland), 1922, and by sub-section (1) of section four of the Constabulary and Police (Ireland) Act, 1919, as applied by the said Act of 1922, and of all other powers enabling me in that behalf, do hereby order as follows, and I certify that sub-section (2) of section four of the Constabulary and Police (Ireland) Act,