

10. This Order may be cited as the Royal Ulster Constabulary Allowances (Amending) Order, 1958, and shall be construed as one with the Royal Ulster Constabulary Allowances Orders, 1954 to 1956, and those Orders and this Order may be cited together as the Royal Ulster Constabulary Allowances Orders, 1954 to 1958.

Dated this the 1st day of May, 1958.

W. W. B. Topping,
Minister of Home Affairs
for Northern Ireland.

I, the Right Honourable Terence O'Neill, D.L., Minister of Finance for Northern Ireland, hereby signify my concurrence in the foregoing Order.

Dated this the 13th day of May, 1958.

Terence O'Neill,
Minister of Finance
for Northern Ireland.

Pensions

ORDER, DATED 23RD MAY, 1958, 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 CCNSTABULARY (PENSIONS) ACT (NORTHERN IRELAND), 1949.

1958. No. 81

[C]

I, the Right Honourable W. W. B. Topping, 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. In sub-paragraph (2A) of paragraph 11 of the Schedule to the Royal Ulster Constabulary Pensions Order, 1949, as set out in Article 1 of the 1957 Order and amended by Article 23 of the said Order, for the words "1st January, 1957" there shall be substituted the words "27th January, 1958".

2. For sub-paragraph (3) of paragraph 12 of the said Schedule as set out in Article 2 of the 1955 Order and amended by Article 24 of the 1957 Order there shall be substituted the following sub-paragraph:—

"(3) Subject to the provisions of sub-paragraph (4) the increase which may be granted in a pension to which this

paragraph refers, including such a pension increased before the 27th January, 1958, shall be an amount not exceeding seventy shillings a week during the first thirteen weeks that the pension is payable and thereafter, during the periods and in the conditions set out in Part II of Appendix II, an amount not exceeding fifty shillings a week."

3. In sub-paragraph (2) of paragraph 13 of the said Schedule as set out in Article 25 of the 1957 Order for the words "1st January, 1957" there shall be substituted the words "27th January, 1958".

4. For sub-paragraph (4) of paragraph 13A of the said Schedule as set out in Article 4 of the 1955 Order and amended by Article 4 of the 1957 Order there shall be substituted the following sub-paragraph:—

"(4) The amount up to which the pension may be increased shall be the amount, which shall be increased in accordance with the provisions of sub-paragraphs (5), (5A) and (5D) of paragraph 57, of one-sixth of her husband's annual pensionable pay for a week together with, for the first thirteen weeks that the pension is payable, an amount not exceeding seventy shillings a week and thereafter, during the period and in the conditions set out in Part II of Appendix II, an amount not exceeding fifty shillings a week.

Provided that, where the date on which the widow becomes entitled to a widow's special pension is the 1st July, 1949, or any later date this sub-paragraph shall apply as though for the words 'annual pensionable pay' there were substituted the words 'average pensionable pay'."

5. For sub-paragraph (6) of paragraph 17 of the said Schedule as set out in Article 6 of the 1957 Order there shall be substituted the following sub-paragraph:—

"(6) The rate up to which the pension referred to in sub-paragraph (3) may be increased or the rate at which the pension referred to in sub-paragraph (4) may be granted shall not exceed the rate up to which the pension could be increased if it had been awarded under the provisions of paragraph 11 and were increasable under the provisions of paragraph 12:

Provided that if the pension referred to in sub-paragraph (3) is a widow's special pension, including such a pension increased before the 27th January, 1958, it may be increased by an amount not exceeding fifty shillings a week."

6. In sub-paragraph (7) of paragraph 27 of the said Schedule as set out in Article 7 of the 1955 Order and amended by Article 28 of the 1957 Order for the words "1st January, 1957" there shall be substituted the words "27th January, 1958".

7. In paragraph (b) of Part IX of Appendix II to the said Schedule as set out in Article 35 of the 1957 Order for the words "eight shillings and six pence" there shall be substituted the words "twelve shillings".

8.—(1) In paragraph 2 of Part III of Appendix III to the said Schedule as amended by Article 19 of the 1952 Order, Article 19 of the 1953 Order and Article 11 of the 1955 Order for the words “eighteen shillings a week” there shall be substituted the words “twenty-seven shillings and six pence a week”.

(2) For sub-paragraphs (a) and (b) of paragraph 3 of the said Part III as set out in Article 12 of the 1955 Order and amended by Article 36 of the 1957 Order there shall be substituted the following sub-paragraphs:—

“(a) in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act (Northern Ireland), 1945, or that one of those children so included who is older than the others to a rate not exceeding twenty shillings a week;

(b) in any other case to a rate not exceeding seventeen shillings a week.”

9.—(1) In paragraph 2 of Part IIIA of Appendix III to the said Schedule as amended by Article 19 of the 1952 Order, Article 20 of the 1953 Order and Article 11 of the 1955 Order for the words “eighteen shillings a week” there shall be substituted the words “twenty-seven shillings and six pence a week”.

(2) For sub-paragraphs (a) and (b) of paragraph 3 of the said Part IIIA as set out in Article 13 of the 1955 Order and amended by Article 37 of the 1957 Order there shall be substituted the following sub-paragraphs:—

“(a) in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act (Northern Ireland), 1945, or that one of those children so included who is older than the others to a rate not exceeding twenty shillings a week;

(b) in any other case to a rate not exceeding seventeen shillings a week.”

10.—(1) In paragraph 1 of Part VI of Appendix III to the said Schedule as set out in Article 14 of the 1955 Order and amended by Article 38 of the 1957 Order for the words “sixteen shillings and six pence” wherever they occur there shall be substituted the words “twenty shillings” and for the words “eight shillings and six pence” there shall be substituted the words “twelve shillings”.

(2) For paragraph 2 of the said Part VI as set out in Article 14 of the 1955 Order there shall be substituted the following paragraph:—

“2.—(1) Where a child is entitled to an allowance under sub-paragraph (1) of paragraph 27 and the amount of the allowance as ascertained under the provisions of the said paragraph is less than the appropriate amount set out in sub-paragraph (2) hereunder or where a child is granted an allowance under sub-paragraph (5) of the said paragraph 27 and

(a) the person in respect of whose death the allowance is payable was his father, and (b) the mother of the child is dead, then in respect of any week during which no person is receiving a guardian's allowance under the National Insurance Act (Northern Ireland), 1946, in respect of that child and no grant is payable to or in respect of the child out of any Naval, Military or Air Force fund in pursuance of any Royal Warrant or other instrument or under any scheme made under the Personal Injuries (Emergency Provisions) Act, 1939—

- (i) the increase in the amount of the allowance under sub-paragraph (1) of paragraph 27 as so ascertained shall be the difference between that amount and the appropriate amount set out in sub-paragraph (2) hereunder, or
- (ii) the allowance granted under sub-paragraph (5) of paragraph 27 shall be equal to the appropriate amount so set out.

(2) The appropriate amount referred to in the preceding sub-paragraph shall be—

- (a) twenty-seven shillings and six pence in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act (Northern Ireland), 1945, or that one of those children so included who is older than the others;
- (b) nineteen shillings and six pence in the case of a child who is the first child other than the elder or eldest so included; or
- (c) seventeen shillings and six pence in the case of any other child so included."

11. In this Order the expressions "the Order of 1952", "the Order of 1953", "the Order of 1955" and "the Order of 1957" mean in each case the Royal Ulster Constabulary Pensions (Amending) Order made in the year mentioned.

12. I certify that sub-section (2) of section four of the Constabulary and Police (Ireland) Act, 1919, which, as applied by the Constabulary Act (Northern Ireland), 1922, 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 Minister of Home Affairs shall consider any representations made by such Body or Bodies, has been fully observed.

13. This Order shall come into operation on the 23rd May, 1958, and shall have effect from the 27th January, 1958.

14. This Order may be cited as the Royal Ulster Constabulary Pensions (Amending) Order, 1958, and shall be construed as one with the Royal Ulster Constabulary Pensions Orders, 1949 to 1957, and those Orders and this Order may be cited together as the Royal Ulster Constabulary Pensions Orders, 1949 to 1958.

Dated this 23rd day of May, 1958.

W. W. B. Topping,
Minister of Home Affairs
for Northern Ireland.

I, the Right Honourable Terence O'Neill, D.L., Minister of Finance for Northern Ireland, hereby signify my concurrence in the foregoing Order.

Dated this 28th day of May, 1958.

Terence O'Neill,
Minister of Finance
for Northern Ireland.

ORDER, DATED 24TH NOVEMBER, 1958, 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.

1958. No. 184

[C]

I, the Right Honourable W. W. B. Topping, 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. In sub-paragraph (3) of paragraph 6 of the Schedule to the Royal Ulster Constabulary Pensions Order, 1949, as amended by the Royal Ulster Constabulary Pensions (Amending) Order, 1950, and the Royal Ulster Constabulary Pensions (Amending) Order, 1956, after the words "and is reduced in accordance with" there shall be inserted the words "the provisions of paragraph 6A, of paragraph 54, or of".

2. After paragraph 6 of the said Schedule there shall be inserted the following paragraph:—

"Commutation of part of pension.

6A.—(1) A member who has served on or after the 1st April, 1958, may, in accordance with the provisions of this paragraph, commute for a lump sum a portion of any pension, other than a supplemental pension, to which he is or may become entitled, provided, in the case of an ordinary pension, that he retires either when entitled to reckon at least thirty years' pensionable service or in the circumstances mentioned in sub-paragraph (1) of paragraph 5.

(2) For the purpose of commuting a portion of his pension a person shall—