

Article 7 extends up to the time he attains the age of 19 years the period for which an allowance is payable to a child who is undergoing full-time education or is an apprentice.

Article 8 provides that increased payments authorised by amending Orders shall not be made before the Orders take effect.

Article 9 adjusts the extent of the abatement of a widow's pension by a widowed mother's national insurance allowance.

Article 10 increases the amounts of certain children's allowances or increases in allowances payable at the Ministry's discretion.

1964. No. 49

[NC]

### ULSTER SPECIAL CONSTABULARY: PENSIONS

REGULATIONS, DATED 18TH MARCH, 1964, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT 1914, AS EXTENDED AND AMENDED BY THE CONSTABULARY ACT (NORTHERN IRELAND) 1922 AND THE CONSTABULARY (PENSIONS) ACT (NORTHERN IRELAND) 1949.

I, the Right Honourable William Craig, Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by the Special Constables Act 1914(a), as extended and amended by section 8 of the Constabulary Act (Northern Ireland) 1922(b), and by section 4(4) of the Constabulary (Pensions) Act (Northern Ireland) 1949(c), and of all other powers enabling me in that behalf, do hereby make the following Regulations:—

#### *Citation*

1. These Regulations may be cited as the Ulster Special Constabulary Pensions (Amending) Regulations 1964, and shall be construed as one with the Ulster Special Constabulary Pensions Regulations 1950 to 1963, and those Regulations and these Regulations may be cited together as the Ulster Special Constabulary Pensions Regulations 1950 to 1964.

#### *Commencement*

2.—(1) These Regulations, except Regulations 4 and 5, shall have effect from 30th March, 1964.

(2) Regulations 4 and 5 shall have effect from 1st August, 1963.

#### *Interpretation*

3.—(1) In these Regulations, unless the contrary intention appears, a reference to a Regulation or a Schedule shall be interpreted as a reference to a Regulation or a Schedule in or to the Ulster Special Constabulary Pensions Regulations 1950(d).

(2) In these Regulations the expressions "1958 Regulations(e)" and "1963 Regulations(f)" mean the Ulster Special Constabulary Pensions (Amending) Regulations made in the year mentioned.

(a) 4 & 5 Geo. 5. c. 61.

(b) 12 & 13 Geo. 5. c. 8 (N.I.).

(c) 1949. c. 9.

(d) S.R. & O. (N.I.) 1950, No. 97.

(e) S.R. & O. (N.I.) 1958, No. 61.

(f) S.R. & O. (N.I.) 1963, No. 65.

## AMENDMENTS OF THE REGULATIONS

4. For Regulation 21(1) (which relates to awards to widows where the entitlement arose before 5th July, 1948) there shall be substituted the following:—

“21.—(1) Subject to Regulation 24—

- (a) nothing in these Regulations shall affect any widow's pension or gratuity granted under the Ulster Special Constabulary Pensions Orders; and
- (b) where immediately before 5th July, 1948, a widow was entitled to such a pension or gratuity she shall continue to be so entitled in all respects as if these Regulations had not come into force:

Provided that such a pension shall in each case be that provided for in the said Orders without taking into account, except in the manner hereinafter specified, any increase under the Pensions (Increase) Acts (Northern Ireland) 1944(a) and 1947(b).”

5. After Regulation 24(3) as set out in Regulation 17 of the 1963 Regulations (which relates to the conditions governing a widow's pension on her remarriage and again becoming a widow or that marriage being dissolved) there shall be added the following:—

“(4) This Regulation shall apply in place of paragraph 16 of the First Schedule to the Ulster Special Constabulary Pensions Order 1924(c) to a widow's pension granted under the Ulster Special Constabulary Pensions Orders.”

6. For Regulation 30 as set out in Regulation 28 of the 1958 Regulations (which relates to the duration of a child's allowance) there shall be substituted the following Regulation:—

“30. A child's allowance shall be payable up to the time when a child attains the age of nineteen years:

Provided that a child's allowance shall not be payable for any period after the child has attained the age of sixteen years during which he is neither undergoing full-time education nor is an apprentice.”

7. After Regulation 59 there shall be inserted the following Regulation:—

“59A. No payment shall be made under these Regulations on account of a widow's pension or child's allowance for a period before an amendment to these Regulations took effect save in so far as the said payment would have been so made had the amendment in question not been made.”

8. For Part IX of the Second Schedule as set out in Regulation 26 of the 1963 Regulations (which relates to the extent to which certain national insurance benefits are to be taken into account in calculating a widow's pension), there shall be substituted the following Part:—

## “PART IX

1.—(1) For the purposes of Parts III and VII of this Schedule—

- (a) where a widow is entitled under the National Insurance Act (Northern Ireland) 1946(d) to a widow's allowance or retirement pension which is

(a) 1944. c. 19.

(b) 1947. c. 4.

(c) S.R. & O. (N.I.) 1924, No. 109.

(d) 1946. c. 23.

increased under section 22 of the said Act, that allowance or pension shall be deemed not to have been so increased;

- (b) where a widow is entitled under the said Act to a widowed mother's allowance or a retirement pension which is increased under section 5 of the National Insurance Act (Northern Ireland) 1959(a), the allowance or pension shall be deemed not to have been so increased;
  - (c) where a widow is entitled under the said Act of 1946 to a widowed mother's allowance under section 16(1)(b)(i) of that Act that allowance shall be deemed to be less than it is by the amount specified in subparagraph (2).
- (2) The amount referred to in paragraph 1(1)(c) is the aggregate of:—
- (a) thirty-seven shillings and sixpence for the only or eldest child included in the widow's family within the meaning of the Family Allowances Act (Northern Ireland) 1945(b);
  - (b) twenty-nine shillings and sixpence for the second child so included, and
  - (c) twenty-seven shillings and sixpence for each subsequent child so included."

9. For paragraphs 3(a) and (b) of Part III of the Third Schedule as set out in Regulation 27 of the 1963 Regulations (which Part relates to a discretionary increase in a child's allowance) there shall be substituted the following subparagraphs:—

- "(a) in the case of a child who is the only or eldest child included in a family within the meaning of the Family Allowances Act (Northern Ireland) 1945 to a rate not exceeding thirty-seven shillings and sixpence a week;
- (b) in the case of the second child so included to a rate not exceeding thirty-four shillings and sixpence a week;
- (c) in the case of each subsequent child so included to a rate not exceeding thirty-two shillings and sixpence a week."

Dated this 18th day of March, 1964.

*Wm. Craig,*  
Minister of Home Affairs  
for Northern Ireland.

#### EXPLANATORY NOTE

*(This note is not part of the Regulations, but is intended to indicate their general purport.)*

These Regulations, which amend the Ulster Special Constabulary Pensions Regulations 1950, relate to widows' pensions and children's allowances.

Regulations 4 and 5 provide that the conditions relating to a widow's pension on remarriage and again becoming a widow or on that marriage being dissolved, granted under the 1950 Regulations, shall apply also to widows' pensions granted prior to 5th July, 1948.

Regulation 6 extends up to the age of nineteen years the period for which an allowance is payable to a child who is undergoing full-time education or is an apprentice.

(a) 1959. c. 21.

(b) 1945. c. 19.

Regulation 7 provides that increased payments authorised by amending Regulations shall not be made before the Regulations take effect.

Regulation 8 adjusts the extent of the abatement of a widow's pension by a widowed mother's national insurance allowance.

Regulation 9 increases the amounts of certain children's allowances or increases in allowances payable at the Ministry's discretion.

### 1964. No. 50

As this Order has been classified as local it is not printed at length in this volume. A summary is given in the List of Statutory Rules and Orders of a Local Character under the heading ROADS.

### 1964. No. 51

[C]

## HOUSING

### Housing Subsidy Order

ORDER\*, DATED 26TH MARCH, 1964, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT, WITH THE APPROVAL OF THE MINISTRY OF FINANCE, UNDER SECTION 1 OF THE HOUSING (NO. 2) ACT (NORTHERN IRELAND) 1946.

The Ministry of Health and Local Government (in this Order referred to as "the Ministry") with the approval of the Ministry of Finance, in exercise of the powers conferred on the Ministry by section 1 of the Housing (No. 2) Act (Northern Ireland) 1946(a), and of every other power enabling it in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Housing Subsidy (Variation) Order (Northern Ireland) 1964, and shall be construed as one with the Housing Subsidy Order (Northern Ireland) 1962(b).

2. In its application to a housing scheme in respect of which the tender has been submitted for approval to the Ministry after 31st March, 1964, the Housing Subsidy Order (Northern Ireland) 1962 shall be amended by substituting for the Schedule contained therein the Schedule to this Order.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 26th day of March, nineteen hundred and sixty-four.

(L.S.)

*Wm. J. Morgan,*

Minister of Health and Local Government.

(a) 1946. c. 20.

(b) S.R. &amp; O. (N.I.) 1962, No. 238.

\*This Order was confirmed by Resolutions of the Senate and of the House of Commons on the 19th day of May, 1964.