



Superannuation Act 1965

CHAPTER 74

SUPERANNUATION ACT 1965

PART I

SUPERANNUATION BENEFITS

Superannuation allowances, etc. in respect of service as a civil servant.

- 1 Superannuation allowance.
- 2 Short service gratuity.
- 3 Additional allowance.
- 4 Death gratuity.
- 5 Increase of certain allowances in cases of retirement for ill-health with less than 20 years' service.
- 6 Additions to allowances for service after retiring age in certain cases.
- 7 Allowances, etc., in cases of premature retirement of civil servant at his request.
- 8 Allowances in cases of premature retirement on abolition of office.
- 9 Allowances in cases of discharge for inefficiency.
- 10 Allowances in cases of premature retirement in interests of efficiency.
- 11 Allowances, etc., may be reduced for demerit.

Re-employment after retirement.

- 12 Cessation or reduction of annual allowance on re-employment.
- 13 Additions to allowances in certain cases of unestablished employment after retirement.

Modification, as respects certain civil servants, of certain provisions as to allowances and gratuities.

- 14 Modification of ss. 1, 3, 4, 6 and 13 as respects certain civil servants.

Status: This is the original version (as it was originally enacted).

Gratuities in respect of unestablished and part-time service.

- 15 Gratuities for unestablished service.
- 16 Gratuities for part-time service.
- 17 Gratuities for mixed unestablished and part-time service.

Gratuities and allowances payable to or in respect of civil servants and others injured, etc., in discharge of their duties.

- 18 Gratuities and allowances to civil servants and others injured or contracting disease in the discharge of their duties.
- 19 Recovery in certain circumstances of payments made under s. 18.

Reckoning of certain types of service in civil service.

- 20 Reckoning of continuous unestablished service.
- 21 Reckoning of discontinuous unestablished service.
- 22 Interval between unestablished and established service: reckoning of unestablished service.
- 23 Part-time service preceding service as civil servant.
- 24 Late entrants.
- 25 Computation of service and reduction of retiring age where service has been in certain places abroad.
- 26 Computation of service and reduction of retiring age in the case of certain prison and other employments.
- 27 Persons transferring to prison service from employments outside civil service.
- 28 Computation of pensions, etc., on average salary not affected by ss. 24-26.

War service and national service.

- 29 Counting of certain war service for superannuation purposes.
- 30 War service to count as unestablished service.
- 31 Modifications of Act to meet war circumstances.
- 32 Reckoning of certain kinds of national service.

Reckoning of service in certain employments preceding entry to civil service.

- 33 Persons taken into civil service after employment with certain bodies, etc.
- 34 Reckoning of service of former teachers.
- 35 Special provision as to certain transfers to the service of the State.
- 36 Rules as to former employees of Approved Societies, etc., who became civil servants.
- 37 Temporary service with Imperial War Graves Commission before October 1934.

Service in civil service preceded or followed by service in other public office or approved employment.

- 38 Employment in more than one public office.
- 39 Meaning of " public office " and supplementary provisions.
- 40 Power to grant allowances to civil servants transferred to approved employment.

- 41 Power to grant death gratuity in respect of civil servants transferred to approved employment.
- 42 Application of certain provisions of Act to persons employed in public office, etc. or approved employment.

Allocation of part of superannuation benefits to dependants and spouses.

- 43 Allocation of part of superannuation benefits to dependants.
- 44 Power of certain retired civil servants to allocate part of their superannuation benefits to their spouses.

PART II

SPECIAL PROVISIONS APPLICABLE TO CERTAIN MEMBERS OF THE
DIPLOMATIC SERVICE WITH RESPECT TO SUPERANNUATION BENEFITS

- 45 Termination of service of certain members of the diplomatic service before retiring age.
- 46 Superannuation benefits in cases of voluntary retirement from diplomatic service before attaining age of 50.
- 47 Voluntary retirement from Secretarial Branch of diplomatic service after attaining age of 35.
- 48 References to grades of diplomatic service may be modified, etc.

PART III

PENSIONS TO WIDOWS, CHILDREN, ETC

Pensions under Part III.

- 49 Power to grant widows' and children's pensions.
- 50 Pensions under Part III to depend on deceased's superannuation allowance.
- 51 Widows' pensions.
- 52 Children's pensions: beneficiaries.
- 53 Children's pensions: rate and mode of payment.

Contributions under Part III.

- 54 Duty to pay contributions under Part III.
- 55 Periodical contributions under Part III.
- 56 Return of periodical contributions under Part III.
- 57 Contribution under Part III by reduction in additional allowances and death gratuities.

Application of Part III.

- 58 Application of Part III to male civil servants.
- 59 Application of Part III with modifications to women.

Miscellaneous.

- 60 Modification of Part III in relation to person to whom s. 6 or 13 applies.
- 61 Saving for allocations under s. 43.

PART IV

DEPENDANTS' PENSIONS

Status: This is the original version (as it was originally enacted).

Pensions under Part IV.

- 62 Power to grant pensions to nominated dependants of civil servants.
- 63 Pensions under Part IV to depend on nominator's superannuation allowance.
- 64 Life pensions.
- 65 Pensions of limited duration.

Contributions under Part IV.

- 66 Duty to pay contributions under Part IV.
- 67 Periodical contributions under Part IV.
- 68 Return of periodical contributions under Part IV.
- 69 Contribution under Part IV by reduction in additional allowances and death gratuities.

Limitations on right to nominate, avoidance of nominations, etc.

- 70 Nominees must be related to and dependent on the nominator.
- 71 Limitation of number of nominees.
- 72 Prevention of overlap with Part III.
- 73 Avoidance of nominations.
- 74 Renominations of nominees under previous nominations which have become void.
- 75 Power to refuse nominations on ground of nominator's ill-health.

Miscellaneous.

- 76 Modification of Part IV in relation to persons to whom s. 6 or s. 13 applies.
- 77 Saving for allocations under s. 43.

PART V

MISCELLANEOUS AND GENERAL

Supplemental provisions as to Parts I and II.

- 78 Person ineligible for certain benefits unless salary paid out of Consolidated Fund, etc.
- 79 No absolute right to any allowance, etc.
- 80 Treasury to determine certain questions.
- 81 Temporary abatement from salaries to be disregarded.
- 82 Provision against double pension.

Supplemental provisions as to Parts III and IV.

- 83 Duty of civil servants to give information.
- 84 Meaning of " period of childhood and full-time education " for the purposes of Parts III and IV.
- 85 Marriages of civil servants whose early death is to be foreseen.
- 86 Application of Forfeiture Act 1870.
- 87 Mode of making elections, etc.
- 88 Effect under Parts III and IV of certain nullity decrees.

Miscellaneous.

- 89 Application to civil service of certain superannuation schemes.
- 90 Regulations authorising service disregarded by s. 89(2) to be taken into account for certain purpose.
- 91 Application of certain provisions of Act to retiring and compensation allowances.
- 92 Application of Act to persons who served on the establishment of the Secretary of State in Council of India.

General.

- 93 Distribution of money without representation.
- 94 Power to ignore breaks in dependence.
- 95 Provisions as to rules, regulations, etc.
- 96 Power of Treasury to delegate power to grant allowances, etc.
- 97 Financial provisions.
- 98 Meaning of " civil service " and " civil servant " and supplementary provisions.
- 99 Further provisions as to interpretation.
- 100 Act not to apply to naval, etc., service pensions.
- 101 Act not to apply to existing Irish officers.
- 102 Application of Superannuation Acts by Superannuation Act (Northern Ireland) 1921.
- 103 Consequential amendment of Acts.
- 104 Savings, transitional provisions and repeals.
- 105 Saving for s, 38 of Interpretation Act 1889.
- 106 Short title and commencement.

SCHEDULES

SCHEDULE 1 — Modification of sections 1, 3, 4, 6 and 13 of this Act in Relation to Certain Persons.

PART I

Modification of sections 1, 3, 4, 6 and 13 in relation to certain Female Persons who were Civil Servants on 27th June 1935

- 1 (1) Subject to sub-paragraph (2) of this paragraph, this Part...
- 2 (1) The proportion of the average annual amount of the...
- 3 (1) Where any fees or other sources of profit form...
- 4 Sections 3 and 4 of this Act shall not apply...

PART II

Modification of sections 1, 3, 4, 6 and 13 in relation to certain other Persons who were Civil Servants on 27th June 1935

- 5 (1) Subject to sub-paragraph (2) of this paragraph, this Part...
- 6 Subject to paragraph 7 of this Schedule, any superannuation allowance,...
- 7 Paragraph 6 of this Schedule shall not have effect in...
- 8 Sections 3, 6(3) and 13(3) of this Act shall, in...
- 9 The amount of the additional allowance payable to a female...
- 10 Paragraph 3 of this Schedule shall apply in relation to...

PART III

Modification of section 3 in relation to certain other Female Persons

- 11 This Part of this Schedule applies to a female person...
- 12 The amount of the additional allowance payable to a person...

PART IV

Modification of section 3 in relation to certain members of the Diplomatic Service

- 13 (1) This Part of this Schedule applies to a person—...
- 14 The amount of the additional allowance which may be granted...

SCHEDULE 2 — Provisions Applicable to Persons Employed in Unestablished or Part-Time Service Before 29th April 1965.

- 1 Where a person, after being employed in part-time service to...
- 2 Where a person, before being employed in part-time service to...

SCHEDULE 3 — Reckoning of service before 27th June 1935 in an unestablished capacity.

- 1 Section 20 of this Act shall not extend to any...
- 2 (1) This paragraph applies to a person who, having been...
- 3 The Treasury may direct that, subject to such conditions as...

SCHEDULE 4 — Women's services.

- 1 Member of Queen Alexandra's Royal Naval Nursing Service or any...
- 2 Member of the Women's Royal Naval Service.
- 3 Woman medical or dental practitioner serving in the Royal Navy...
- 4 Member of Queen Alexandra's Imperial Military Nursing Service or any...
- 5 Member of the Territorial Army Nursing Service or any reserve...
- 6 Member of the Auxiliary Territorial Service or the Women's Royal...
- 7 Woman employed with the Royal Army Medical Corps or the...
- 8 Member of Princess Mary's Royal Air Force Nursing Service or...
- 9 Member of the Women's Auxiliary Air Force or the Women's...
- 10 Woman employed with the Medical Branch or the Dental Branch...
- 11 Member of the Voluntary Aid Detachments employed under the Admiralty,...

SCHEDULE 5 — Provisions Relating to Incapacitated Persons.

PART I

Children's Pensions

- 1 Where a person for whose benefit, if he were still...
- 2 If in any case to which section 53(2) of this...

PART II

Dependants' Pensions

- 3 A life pension may be granted under section 64 of...
- 4 Notwithstanding anything in section 65 of this Act, a pension...
- 5 The annual rate of any such pension as is mentioned...
- 6 Section 67(2)(b)(iii) of this Act, and section 69(4)(c) thereof, shall...
- 7 Notwithstanding anything in section 71 or 72 of this Act,...

- 8 A nomination in force immediately before paragraph (b) of section...
- 9 A nomination by virtue of which the nominee is presumptively...

SCHEDULE 6 — Modification of Part III in Relation to Persons to whom section 6 or 13 applies.

PART I

Persons Serving after Retiring Age and 40 Years' Reckonable Service

- 1 Where any person to whom section 6 of this Act...
- 2 For the purpose of computing any contribution to be made...
- 3 Where any superannuation allowance or additional allowance granted to a...

PART II

Persons Serving in Unestablished Employment after Retirement

- 4 Where any person to whom section 13 of this Act...
- 5 Where any superannuation allowance or additional allowance granted to a...
- 6 The amount of any increase attributable to the provisions of...
- 7 In relation to a superannuation allowance which has been or...

SCHEDULE 7 — Modification of Part IV in Relation to Persons to whom section 6 or 13 applies.

PART I

Persons Serving after Retiring Age and 40 Years' Reckonable Service

- 1 Where any person to whom section 6 of this Act...
- 2 For the purpose of computing any contributions to be made...
- 3 Where any superannuation allowance or additional allowance granted to a...

PART II

Persons Serving in Unestablished Employment after Retirement

- 4 For the purpose of computing any contribution to be made...
- 5 Where any superannuation allowance or additional allowance granted to a...
- 6 The amount of any increase attributable to the provisions of...
- 7 In relation to a superannuation allowance which has been or...

SCHEDULE 8 — Kinds of Employment Referred to in Section 98.

Museums and Galleries.

Royal Commissions and other Commissions.

Other bodies.

SCHEDULE 9 — Enactments Amended.

The Superannuation Act 1946 (9 & 10 Geo. 6. c. 60).

The Post Office Act 1961 (9 & 10 Eliz. 2. c. 15).

SCHEDULE 10 — Savings and Transitional Provisions.

General Provisions.

- 1 The repeal of any enactment by this Act shall not...
- 2 (1) In so far as any rule, regulation, order, determination,...
- 3 Where any Act or document refers, whether specifically or by...
- 4 Where a period of time specified in an enactment repealed...

Provisions relating to Part I of Act.

- 5 The cases to which section 13(4) of this Act applies...
- 6 (1) A gratuity or annual allowance shall not be granted...
- 7 Section 19 of this Act shall not apply in relation...
- 8 In rule 4(1) of the Superannuation (Treatment of Compulsory National...
- 9 Nothing in section 34 of this Act shall render any...
- 10 In relation to service at any time before 29th April...
- 11 (1) The Superannuation (Public Offices) Rules 1911 to 1948 shall...
- 12 In relation to allowances granted before 29th April 1965, rules...
- 13 In relation to a person whose marriage took place before...

Provisions relating to Part III of Act.

- 14 Section 49 of this Act shall apply in relation to...
- 15 A direction may be given under section 52(4) or (5)...
- 16 Section 55(3) of this Act shall have effect in relation...
- 17 Sections 56(1) and 57(2) of this Act shall apply in...
- 18 An election made by a person under any provision of...

Provisions relating to Part IV of Act.

- 19 Section 72(4) of this Act shall apply to a person...

SCHEDULE 11 — Enactments Repealed.