

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the House of Commons Members' Fund Act 1939 (repealed), FIRST SCHEDULE. (See end of Document for details)

SCHEDULES

FIRST SCHEDULE

Section 1.

LIMITATIONS ON PAYMENTS OUT OF THE FUND

Modifications etc. (not altering text)

C1 Sch. 1 (except para. 5) excluded by [House of Commons Members' Fund Act 1948 \(c. 36\), s. 4 \(2\)](#)

[^{F1} The annual amount of any periodical payment made to any person by virtue of his past membership of the House of Commons shall not exceed £2,916 or such sum as, in the opinion of the Trustees, will bring his income up to £5,364 per annum, whichever is the less:

Provided that if, having regard to length of service and need, the Trustees think fit, they may make a larger payment not exceeding £5,619 or such sum as, in their opinion, will bring his income up to £8,067 per annum, whichever is the less]

Textual Amendments

F1 Sch 1, para. 1 and para. 2 substituted by [S.I. 1990/853](#)

[^{F2} The annual amount of any periodical payment to any person by virtue of her being a widow of a past Member of the House of Commons shall not exceed £1,464 or such sum as, in the opinion of the Trustees, will bring her income up to £3,913 per annum, whichever is the less:

Provided that if, having regard to her husband's length of service or to her need, the Trustees think fit, they may make a larger payment not exceeding £2,808 or such sum as, in the opinion of the Trustees, will bring her income up to £5,256 per annum, whichever is the less]

Textual Amendments

F2 Sch 1, para. 1 and para. 2 substituted by [S.I. 1990/853](#)

[^{F3}2A No payment shall be made to any person by virtue of his being the widower of a past member of the House of Commons unless, in the opinion of the trustees, he is, and was before his wife's death, incapable by reason of age or mental or bodily infirmity of earning his living; and [^{F4}the annual amount of any periodical payment made to any such widower shall not exceed £1,464 or such sum as, in the opinion of the Trustees, will bring his income up to £3,913 per annum, whichever is the less:]

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[^{F4}Provided that if, having regard to his wife's length of service or to his need, the Trustees think fit, they may make a larger payment not exceeding £2,808 or such sum as, in the opinion of the Trustees, will bring his income up to £5,256 per annum, whichever is the less]]

Textual Amendments

- F3** Para. 2A inserted by [House of Commons Members' Fund Act 1948 \(c. 36\), s. 1 \(2\)](#)
F4 Words substituted by [S.I. 1990/853](#)

- 3 No payment shall be made to any person by virtue of his past membership of the House of Commons unless he has attained the age of sixty years or, in the opinion of the trustees, is, by reason of mental or bodily infirmity, incapable of earning his living.
- [^{F54} (1) No payment shall be made in respect of any child of a past member of the House of Commons after the child has attained the age of sixteen years.
- (2) Where any periodical payment is made in respect of only one child of a past member, the annual amount of that payment shall not exceed—
- (a) if both of his parents are dead, one hundred pounds; and
 - (b) if one of his parents is living, fifty pounds.
- (3) Where any periodical payment is made in respect of two or more children of a past member, the annual amount of that payment shall not exceed—
- (a) if both of their parents are dead, seventy-five pounds in respect of each of those children; and
 - (b) if one of their parents is living, fifty pounds in respect of the eldest of those children and thirty pounds in respect of each of those children other than the eldest.]

Textual Amendments

- F5** Para. 4 substituted by [House of Commons Members' Fund Act 1948 \(c. 36\), s. 2 \(3\)](#)

- 5 No payment shall be made to any person unless the person by virtue of whose membership of the House of Commons the payment is to be made was a member of the House of Commons for periods together amounting to ten years:
- Provided that the trustees may in special circumstances make payments notwithstanding that the requirements of this paragraph are not complied with.
- 6 For the purposes of this Schedule, the income of any person shall be ascertained in such manner and on such principles as the trustees may determine.

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