

## GOVERNMENT ANNUITIES

1960 No. 1985

### The Trustee Savings Banks Life Annuity (Amendment) Regulations, 1960

*Made* - - - - - 1st November, 1960

*Laid before Parliament* 4th November, 1960

*Coming into Operation* 7th November, 1960

The National Debt Commissioners, in exercise of the powers conferred upon them by section 43, subsection (2) of section 49 and subsection (2) of section 52 of the Government Annuities Act, 1929(a), and of all other powers enabling them in that behalf, with the concurrence of the Treasury, hereby make the following Regulations:—

1. The Trustee Savings Banks Life Annuity Regulations, 1930(b), shall be amended by substituting for Regulation 16 thereof the following Regulation:—

“ 16.—(1) Where any person entitled to any payment in respect of a Savings Bank Annuity is a person of unsound mind or otherwise incapacitated from acting, the Trustees of the Savings Bank at which such Annuity is payable shall make the payment to his committee, if any, and, if no committee has been appointed for him, the Trustees may, when it is proved to their satisfaction that it is just and expedient so to do, make the payment to any person whom they shall judge proper to receive the payment, and the receipt of such person shall be a good discharge for the sum so paid.

(2) For the purposes of this Regulation, in its application to England and Wales, the expression ‘person of unsound mind’ means a person who is incapable, by reason of mental disorder within the meaning of the Mental Health Act, 1959(c), of managing and administering his property and affairs, and the expression ‘committee’ means, in relation to any act or thing done in respect of a person of unsound mind, a receiver or other person authorised in that behalf under Part VIII of the said Act.

(3) For the purposes of this Regulation, in its application to Scotland, the expression ‘committee’, in relation to a person of unsound mind, means a curator bonis or other person appointed by the Court to manage the affairs of such person of unsound mind.”

2. The Interpretation Act, 1889(d), shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

(a) 19 & 20 Geo. 5. c. 29.  
(c) 7 & 8 Eliz. 2. c. 72.

(b) S.R. & O. 1930/106 (Rev. IX, p. 768: 1930, p. 609).  
(d) 52 & 53 Vict. c. 63.

3. These Regulations may be cited as the Trustee Savings Banks Life Annuity (Amendment) Regulations, 1960, and shall come into operation on the seventh day of November, nineteen hundred and sixty.

Dated this first day of November, nineteen hundred any sixty.

G. D. Kirwan,

On behalf of the National Debt  
Commissioners.

We concur.

Michael Hughes-Young,

J. D. Gibson-Watt,

Two of the Lords Commissioners  
of Her Majesty's Treasury

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#### EXPLANATORY NOTE

*(This Note is not part of the instrument but is intended to indicate its general purport.)*

This Instrument makes certain amendments to those parts of the Trustee Savings Banks Life Annuity Regulations, 1930, which govern payments to persons suffering from mental disorder. These amendments take account of the changes in definitions introduced by Part VIII of the Mental Health Act, 1959, which comes into operation on 1st November, 1960. In addition, it gives the Trustees of a Savings Bank power (similar to that which they possess under the Regulations now to be amended) to make payment at their discretion to any person whom they consider to be acting for a person incapacitated by mental disorder or in any other way not dealt with in the Mental Health Act, and to obtain a proper discharge for such payment.