

SCHEDULE 1

PART II

PREVIOUS COMPENSATION

1.—(1) This paragraph applies where, before the cessation of his former employment, a credited teacher has been credited with a period of additional service, or has had his period of service increased, for the purpose of calculating—

- (a) retirement compensation under regulations made under section 259 of the Local Government Act 1972(1) (compensation for loss of office) on account of loss of employment, or
- (b) benefit under regulations made under section 260 of that Act (early retirement in lieu of compensation for loss of office), or
- (c) compensation under any scheme made under section 1 of the Superannuation Act 1972(2) (civil servants, etc.) on account of his retirement in the public interest, or for loss of office, or
- (d) compensation under these Regulations or any other regulations made under section 24 of that Act (loss of office, etc.) on account of the termination of his employment by reason of redundancy or in the interests of the efficient discharge of his employer's functions, or
- (e) compensation under any contract or arrangement made before 31st August 1985 in the expectation that regulations would be made under that section providing for compensation for such termination of employment.

(2) Any reference in sub-paragraph (1) to instruments made under a specified enactment includes a reference to any instrument made under any enactment to the like effect, whenever enacted.

2. The period to be deducted, where paragraph 1 applies, from the first period mentioned in regulation 11(1)(b) is

$A - B - C$,

where—

A is the period with which he has been credited, or by which his service has been increased, as mentioned in paragraph 1,

B is any period by which A has been reduced in consequence of the cessation of subsequent employment, and

C is the aggregate of any periods falling between the cessation of employment that gave rise to A and the material date during which he was neither in pensionable employment nor in employment which would have been pensionable employment but for an election under regulation B6 of the Superannuation Regulations.

(1) 1972 c. 70; section 259 was amended by the Local Government Act 1974 (c. 7), section 39; the Food Act 1984 (c. 30), Schedule 10, paragraph 23 and the Food Safety Act 1990 (c. 16), Schedule 3, paragraph 17.

(2) 1972 c. 11.