1974, No. 277

PENSIONS

Pensions Increase — Local Government and Designated Bodies

REGULATIONS, DATED 4TH NOVEMBER 1974, MADE BY THE DEPARTMENT OF HOUSING, LOCAL GOVERNMENT AND PLANNING WITH THE APPROVAL OF THE DEPARTMENT OF FINANCE UNDER ARTICLES 2(2), 3(1) AND (2), AND 6(*a*) OF THE PENSIONS (INCREASE) (NORTHERN IRELAND) ORDER 1974.

The Department of Housing, Local Government and Planning (hereinafter referred to as "the Department") in exercise of the powers conferred on it by Articles 2(2), 3(1) and (2), and 6(*a*) of the Pensions (Increase) (Northern Ireland) Order 1974(**a**) (hereinafter referred to as "the Order") and of all other powers enabling it in that behalf and with the approval of the Department of Finance hereby makes the following regulations:

Citation

1. These regulations may be cited as the Pensions Increase (Local Government and Designated Bodies) Regulations (Northern Ireland) 1974.

Prescription of local government pensions

2. The pensions specified in paragraphs 13, 14, 14A and 19 of Schedule 2 to the Pensions (Increase) Act (Northern Ireland) 1971(**b**), other than pensions not directly based on the emoluments of the employment concerned, are hereby prescribed for the purposes of Article 3(1) of the Order and such pensions are hereinafter referred to as "prescribed pensions".

Application of Article 3(2) *of the Order*

3. A prescribed pension payable in respect of service ending with a category of employment specified in Column 1 of Part I of the Schedule to these regulations is specified as a pension as respects which, in the opinion of the Department, increases in the emoluments relevant for the purpose of calculating the pension were deferred during the period beginning with 6th November 1972 and ending with 31st March 1973 in consequence of the provisions of the Counter-Inflation (Temporary Provisions) Act 1972(**c**) and accordingly sub-paragraph (*a*) of Article 3(2) of the Order applies to such a pension.

Relevant date

4. The date on which, in the opinion of the Department, the emoluments relevant for the purpose of calculating a prescribed pension payable in respect of service ending with the category of employment specified in Column 1 of Part I (which relates to categories of employment in local government and by designated bodies as respects which increases in the emoluments relevant for the purpose of calculating pensions were deferred during the period beginning with 6th November 1972 and ending with 31st March 1973) or Part II (which relates to categories of employment in local government and by designated bodies as respects which increases in the

(a) S.I. 1974 No. 1267 (N.I. 2). (b) 1971. c. 35 (N.I.). (c) 1972. c. 74.

emoluments relevant for the purposes of calculating pensions were restricted during the period beginning with 1st April 1973 and ending with 6th November 1973), as the case may be, of the Schedule to these regulations were, or are expected to be, increased by the principal pay increase made, or expected to be made, during the year ending with 6th November 1974, in accordance with the code in force under section 2 of the Counter-Inflation Act 1973(**d**) at the time of the increase, is the date specified in relation to that category of employment in Column 2 of that Schedule.

Effective date of increase

5. Any increase of pension payable by virtue of these regulations shall have effect in respect of any period beginning on or after 1st December 1973.

Sealed with the Official Seal of the Department of Housing, Local Government and Planning for Northern Ireland this 4th day of November 1974.

(L.S.) *J. A. D. Higgins,*
Senior Assistant Secretary.

The Department of Finance hereby approves the foregoing regulations.

Sealed with the Official Seal of the Department of Finance for Northern Ireland this 4th day of November 1974.

(L.S.) *J. S. H. Gaw,*
Assistant Secretary.

(d) 1973. c. 9.

SCHEDULE Regulations 3 and 4

Categories of employment and relevant dates

PART I

Column 1 *Category of employment*	Column 2 *Relevant date*
1. Employment on terms recommended by the Scottish and Northern Ireland Joint Industry Board for the Plumbing and Mechanical Engineering Industry.	24th December 1973
2. Employment in which any pay increase normally takes effect on 1st January in any year, other than employment specified in paragraphs 3 and 4 of this Part of the Schedule.	1st January 1974
3. Employment on terms recommended by the Civil Service Central Whitley Council, other than employment in respect of medical and dental staff.	1st January 1974
4. Employment on terms negotiable by the Electrical, Electronic, Telecommunication and Plumbing Union.	1st January 1974
5. Employment on terms recommended by the Northern Ireland Joint Council for Clerical and Administrative Grades in the Electricity Supply Industry.	1st February 1974
6. Employment on terms recommended by the Northern Ireland Joint Board for the Electricity Supply Industry (Technical Staff).	1st February 1974
7. Employment on terms recommended by the Agricultural Wages Board for Northern Ireland.	4th February 1974
8. Employment in which any pay increase is effected by direct agreement between the employer and the employees concerned, and in relation to which an increase in the emoluments relevant for the purpose of calculating the pension was deferred during the period from 6th November 1972 to 31st March 1973 inclusive.	The date of the principal pay increase made in the year ended 6th November 1974.

PART II

Column 1 *Category of employment*	Column 2 *Relevant date*
1. Employment in which any pay increase normally takes effect on 7th November in any year, other than employment specified in paragraphs 2, 3, 4 and 5 of this Part of the Schedule.	7th November 1973
2. Employment on terms recommended by the Northern Ireland Joint Industrial Council for Local Authority Services (Manual Workers).	7th November 1973
3. Employment on terms recommended by the Joint Negotiating Committee for Local Authorities' Services (Building and Civil Engineering).	7th November 1973
4. Employment on terms recommended by the Joint Negotiating Committee for Local Authorities' Services (Engineering Craftsmen).	7th November 1973
5. Employment on terms recommended by the Joint Industrial Council for the Heating, Ventilating and Domestic Engineering Industry. (NI)	7th November 1973
6. Employment on terms recommended by the Northern Ireland Joint Industrial Council for the Electricity Supply Industry.	19th March 1974
7. Employment in which any pay increase normally takes effect on 1st April in any year, other than employment specified in paragraphs 8 and 9 of this Part of the Schedule.	1st April 1974
8. Employment on terms recommended by the Burnham Further Education Committee.	1st April 1974
9. Employment on terms recommended by the Joint Negotiating Committee for Approved Schools and Remand Homes in England and Wales.	1st April 1974
10. Employment in which any pay increase normally takes effect on 10th June in any year, other than employment specified in paragraphs 11 and 12 of this Part of the Schedule.	10th June 1974
11. Employment on terms recommended by the Joint Council for the Building and Civil Engineering Industry (Northern Ireland).	10th June 1974
12. Employment on terms negotiable by the Union of Construction, Allied Trades and Technicians.	10th June 1974
13. Employment in which any pay increase normally takes effect on 1st July in any year, other than employment specified in paragraphs 14 and 15 of this Part of the Schedule.	1st July 1974

Column 1 *Category of employment*	Column 2 *Relevant date*
14. Employment on terms negotiable by the National Joint Council for Local Authorities' Administrative, Professional, Technical and Clerical Services.	1st July 1974
15. Employment on terms recommended by the Joint Negotiating Committee for Government Industrial Establishments.	1st July 1974
16. Employment on terms negotiable by the Amalgamated Union of Engineering Workers.	1st September 1974
17. Employment on terms negotiable by the Association of Scientific, Technical and Managerial Staff.	1st October 1974
18. Employment on terms recommended by the Universities Committee for Non-Teaching Staff.	1st October 1974
19. Employment on terms recommended by the Civil Service Central Whitley Council in respect of medical and dental staff.	1st October 1974
20. Employment in which any pay increase is effected by direct agreement between the employer and the employees concerned and in relation to which an increase in the emoluments relevant for the purpose of calculating the pension was restricted during the period from 1st April 1973 to 6th November 1973 inclusive.	The date of the principal pay increase made in the year ended 6th November 1974.

EXPLANATORY NOTE

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

These regulations apply the Pensions (Increase) (Northern Ireland) Order 1974 to certain pensions payable by district councils or by the Northern Ireland Local Government Officers' Superannuation Committee. Such pensions beginning after 1st January 1973 are eligible for special pension increases under the provisions of the Order.

The regulations specify those pensions in respect of employment which suffered deferment of a pay increase in consequence of the Counter-Inflation (Temporary Provisions) Act 1972 during the period 6th November 1972 to 31st March 1973 and which may consequently be increased in accordance with the percentage increases shown in Part I of the Schedule to the 1974 Order. All other pensions covered by the regulations may be increased in accordance with percentage increases shown under Part II of the Schedule.

For the purpose of determining the amount by which certain pensions may be increased and of determining the limit of the period within which an eligible pension may begin the regulations specify a "relevant date" in relation to each pension: this is the date of the principal pay increase made or expected to be made during the year ending 6th November 1974.

Under the powers in Article 6(*a*) of the 1974 Order the regulations provide for the increases payable by virtue of the regulations to have retrospective effect from 1st December 1973.