1978 No. 304

PENSIONS

Parliamentary Commissioner for Administration and Commissioner for Complaints (Pension) Order (Northern Ireland) 1978

Made . . . . . 10*th October* 1978

Coming into operation . . . 1*st December* 1978

To be laid before Parliament under paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974

In exercise of the powers conferred by section 2(3) of the Parliamentary Commissioner Act (Northern Ireland) 1969(**a**) and section 13(1) of the Commissioner for Complaints Act (Northern Ireland) 1969(**b**) and now vested in me(**c**) and of all other powers enabling me in that behalf, I hereby make the following Order:

Title and commencement

1. This Order may be cited as the Parliamentary Commissioner for Administration and Commissioner for Complaints (Pension) Order (Northern Ireland) 1978 and shall come into operation on 1st December 1978.

Definition of "last annual salary"

2. In Article 2 of the Parliamentary Commissioner for Administration and Commissioner for Complaints (Pension) Order (Northern Ireland) 1973(**d**) after the definition of "the judicial scheme" there shall be inserted—

" 'the last annual salary' in relation to a person to whom Part II applies means the annual rate of salary in payment to that person at the time he ceases to hold office or, where the annual rate of salary has been temporarily abated in the national interest or voluntarily surrendered in whole or in part, the annual rate of salary which would have been paid but for such temporary abatement or voluntary surrender".

Roy Mason
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
10th October 1978

(a) 1969 c. 10 (N.I.)
(b) 1969 c. 25 (N.I.)
(c) By 1973 c. 36 s. 40 Sch. 5 para. 4(2)
(d) S.R. & O. (N.I.) 1973 No. 455 (II, p. 2677)

EXPLANATORY NOTE

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

This Order provides that where the salary of the Parliamentary Commissioner for Administration or the Commissioner for Complaints is temporarily abated in the national interest or voluntarily surrendered in whole or in part the abatement or surrender will be disregarded for superannuation purposes so that any superannuation award which becomes payable will be based on the full salary of the post.