TRAINING SCHOOLS

Contributions by Local Authorities

REGULATIONS, DATED 26TH MARCH, 1957, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SUB-SECTION (1) OF SECTION 126 AND SUB-SECTION (2) OF SECTION 134 OF THE CHILDREN AND YOUNG PERSONS ACT (NORTHERN IRELAND), 1950.

1957. No. 51 **[C]**

The Ministry of Home Affairs for Northern Ireland, in pursuance of the powers conferred upon it by sub-section (1) of Section 126 and sub-section (2) of Section 134 of the Children and Young Persons Act (Northern Ireland), 1950, hereby makes the following Regulations:—

1. The contributions to be made under sub-section (1) of Section 126 of the Children and Young Persons Act (Northern Ireland), 1950, by the local authority named in a training school order to the expenses of the managers of a training school throughout any time in the financial year 1957-58 during which the person to whom the order relates is under the care of the said managers and not out on licence or under supervision shall be at the rate of eighty-five shillings and four pence a week.

2. These Regulations may be cited as the Training Schools (Contributions by Local Authorities) Regulations (Northern Ireland), 1957, and shall come into operation on the 1st day of April, 1957.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 26th day of March, Nineteen Hundred and Fifty-seven, in the presence of

(L.S.) *J. B. O'Neill,*
Assistant Secretary.

TRANSPORT

Compensation to Great Northern Railway Employees

REGULATIONS, DATED THE TWENTIETH DAY OF SEPTEMBER, 1957, MADE BY THE MINISTRY OF COMMERCE, WITH THE APPROVAL OF THE MINISTRY OF FINANCE, UNDER SECTION 37 OF THE GREAT NORTHERN RAILWAY ACT (NORTHERN IRELAND), 1953.

1957. No. 202 **[NC]**

The Ministry of Commerce, in exercise of the powers conferred upon it by section 37 of the Great Northern Railway Act (Northern Ireland), 1953(a), hereby makes the following Regulations:—

(a) 1953 Ch. 25, (N.I.).

1.—(1) These Regulations may be cited as "The Great Northern Railway (Compensation to Employees) Regulations (Northern Ireland), 1957," and shall come into operation on the Twentieth day of September, 1957.

(2) In these Regulations and the Schedules thereto, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"the Act" means the Great Northern Railway Act (Northern Ireland), 1953.

"the Ministry" means the Ministry of Commerce;

"the Board" means the Great Northern Railway Board;

"the Company" means the Great Northern Railway Company (Ireland);

"existing superannuation scheme" has the same meaning as in section 39 of the Act;

"relevant age" means in relation to Members of the Board's Wages Staff Pensions Fund sixty-five years of age and in relation to officers or servants of the Board other than Members of the Board's Wages Staff Pensions Fund sixty years of age for males and fifty-five years for females.

"officer or servant" means a person employed as an officer or servant by the Board who was immediately before the relevant event resident in Northern Ireland;

"officer or servant of the Company" means a person who was in the employment of the Company as an officer or servant and who became an officer or servant of the Board by virtue of section 36 of the Act;

"relevant event" means the termination wholly, in accordance with the provisions of Part III of the Act, of a transport service provided by the Board on any railway line of the Board's undertaking;

"relevant train service" means the train service terminated by the relevant event;

"emoluments" means all salary, wages, fees and other payments of a similar nature paid or made to an officer or servant as such for his own use; all bonuses, allowances, commissions, gratuities, special duty and overtime pay that are of a recurrent (whether seasonal or otherwise) nature; and the money value of all travel privileges, free accommodation, and any other allowances in kind, privileges or benefits, whether obtaining legally or by customary practice; it excludes all payments for travelling, subsistence, accommodation, engagement of assistance and other expenses incurred in the course of employment, and all overtime and other payments that do not reflect a permanent state of affairs;

"current net emoluments" in relation to an existing officer or servant suffering loss of employment or loss or diminution of emoluments or worsening of conditions means his annual rate of emoluments at the date of such loss diminution or worsening, after deducting therefrom any

contribution payable by the officer or servant under any pension scheme associated with his employment; furthermore any amount by which emoluments exceed £4,000 shall be disregarded;

" tribunal " means a referee or board of referees appointed by the Ministry of Labour and National Insurance;

" war service " means

(i) service in any of Her Majesty's Forces;

(ii) any employment in the merchant navy or fishing fleets;

(iii) any full time employment in the Civil Defence Services (including the National Fire Service), the Royal Observer Corps, the Police War Reserve, the Nursing and First Aid Services, and the Women's Land Army;

(iv) any full-time employment into which the officer or servant entered by direction of the Ministry of Labour and National Insurance;

(v) detention by the enemy as a prisoner, military or civil, in any enemy or enemy-occupied country, or internment in any enemy or enemy-occupied or neutral country in consequence of the war;

(vi) such other employment as the Ministry may in writing approve;

such service, employment, detention or internment being on or after the twenty-sixth day of May, 1939, or during the war of 1914 to 1918, but not including any voluntary extension of war service or voluntary enlistment after the cessation of hostilities otherwise than with the consent of the Board or the Company, both at the time of the consent and immediately before the commencement of his war service;

" whole time service " means employment after attaining the age of eighteen years

(i) as an officer or servant;

(ii) as an officer or servant of the Company;

(iii) on any detached service which, in accordance with the customary practice of the Board or the Company would, or which it was expressly agreed at the time should, be reckoned as service with the Board or the Company;

(iv) on war service following immediately upon any of the preceding employments;

(v) on such other service as the Ministry may in the case of any named employee in writing approve;

to which the employee is required to devote on the average not less than 30 hours per week during which he is not at liberty to undertake other work in consideration of a fee or other remuneration;

" completed year of whole time service " means service for a period of three hundred and sixty-five days, or a number of periods amounting in the aggregate to three hundred and sixty-five days:

Provided that if the period or periods of whole time service when aggregated include a fraction of a year, that fraction shall, if it exceeds one hundred and eighty-two days, be treated as a year, and in any other case be disregarded.

2. Without prejudice to any other requirements of these Regulations nothing in these Regulations shall entitle an officer or servant to compensation unless in consequence of the relevant event one or more of the following conditions are satisfied in relation to that officer or servant, that is to say:—

(*a*) his office or situation as an officer or servant is abolished or he is required by the Board to vacate that office or situation for any reason other than reaching the relevant age, misconduct or incapacity to perform such duties as immediately before vacating that office he was performing or might reasonably have been required to perform, and he is not offered by the Board a reasonably comparable office or situation; or

(*b*) his services are dispensed with by the Board on the ground that they are not required or for any reason other than reaching the relevant age, misconduct or incapacity to perform such duties as immediately before his services were dispensed with he was performing or might reasonably have been required to perform; or

(*c*) his emoluments are reduced; or

(*d*) he otherwise suffers any direct pecuniary loss (including loss of pension rights); or

(*e*) he is without his consent in a worse position with respect to the conditions of his service as a whole (including tenure of office, emoluments, sick fund or sick pay, and pension rights) as compared with the conditions of service formerly obtaining in respect of him;

Provided that the duties which an officer or servant is required to perform shall not, for the purposes of this Regulation, be deemed to be not reasonably comparable to those which (apart from any war service) he last performed by reason only that they involve a transfer of his employment from one place to another place.

3.—(1) This Regulation applies to every officer or servant who loses his employment as an officer or servant in consequence of the relevant event and thereby suffers direct pecuniary loss being an officer or servant who

(i) had been continuously engaged (exclusive of any breaks due to sickness or personal injury not exceeding in the aggregate six months) in whole-time service for the period of three years immediately preceding the date of the relevant event; and

(ii) immediately before the relevant event had been directly employed on the relevant train service or wholly in connection therewith.

(2) Subject to the provisions of this Regulation every officer or servant to whom this Regulation applies shall subject to his complying with the procedure and conditions set out in the First Schedule to these Regulations be entitled to receive, by way of compensation in respect of loss of employment, resettlement payment to be determined in accordance with the provisions of the Second and Third Schedules to these Regulations.

(3) Without prejudice to any other requirements of these Regulations, nothing in this Regulation shall entitle an officer or servant to whom this Regulation applies to compensation under the foregoing provisions of this Regulation unless—

(*a*) the cause of claim to compensation arises not later than five years after the relevant event; and

(*b*) the claim to resettlement payment is made, in the manner set out in the First Schedule, not later than six weeks after the date of the loss of employment in consequence of the relevant event or, if the Board is satisfied that exceptional circumstances have caused unavoidable delay in the making of a claim in a particular case, within such longer period as the Board may in that case determine.

4.—(1) This Regulation applies to every officer or servant who, being an officer or servant who, in consequence of the relevant event, suffers loss of employment or diminution of emoluments or whose position is worsened

(i) had been continuously engaged (exclusive of breaks due to sickness or personal injury not exceeding in the aggregate eighteen months) in whole-time service since 1st April, 1946; and

(ii) was at the date of the relevant event aged 50 years or over; and

(iii) immediately before the relevant event had been directly employed on the relevant train service or wholly in connection therewith.

(2) Without prejudice to any other requirements of these Regulations nothing in these Regulations shall entitle an officer or servant to whom this Regulation applies to compensation (other than a resettlement payment) unless—

(*a*) the cause of claim to compensation arises not later than five years after the relevant event; and

(*b*) the claim to compensation is made in the manner set out in the First Schedule not later than six weeks after the end of the resettlement period of the officer or servant concerned or, if the Board is satisfied that exceptional circumstances have caused unavoidable delay in the making of a claim in a particular case, within such longer period as the Board may in that case determine.

(3) Subject to the provisions of these Regulations every officer or servant to whom this Regulation applies who, in consequence of the relevant event, suffers any direct pecuniary

loss by reason of the abolition of his office or situation, the dispensing by the Board with his services, or the loss or diminution of his emoluments or otherwise, shall subject to his complying with the procedure and conditions set out in the First Schedule be entitled to receive in respect of that loss compensation to be determined in accordance with the provisions of Sections I, II, IV and V of the Fourth Schedule.

(4) Subject to the provisions of these Regulations every such officer or servant who, in consequence of the relevant event, suffers any loss or injury, not being a pecuniary loss in respect of which he is entitled to compensation under paragraph (3) of this Regulation, by reason of his position as an officer or servant being without his consent worsened shall subject to his complying with the procedure and conditions set out in the First Schedule be entitled to receive in respect of that loss or injury compensation calculated in the following manner, that is to say—

(*a*) the pecuniary value of the loss or injury shall be expressed in terms of current net emoluments; and

(*b*) the appropriate compensation shall be determined accordingly in accordance with the provisions of Sections I, II, IV and V of the Fourth Schedule.

5.—(1) Subject to the provisions of these Regulations every officer or servant to whom Regulation 3 or 4 applies who in consequence of the relevant event suffers any direct pecuniary loss by the loss or diminution of his pension rights shall subject to his complying with the procedure and conditions set out in the First Schedule be entitled to receive in respect of that loss compensation to be determined in accordance with Section III of the Fourth Schedule.

(2) Without prejudice to any other requirements of these Regulations nothing in this Regulation shall entitle an officer or servant to whom this Regulation applies to compensation under the preceding paragraph unless the claim to compensation for loss or diminution of pension rights is made not later than six weeks after the end of the resettlement period of the officer or servant concerned or, if the Board is satisfied that exceptional circumstances have caused unavoidable delay in the making of a claim in a particular case, within such longer period as the Board may in that case determine.

6. If an officer or servant who has duly claimed compensation under any of the provisions of these Regulations is aggrieved by the failure of the Board to inform him of its decision upon his claim within the prescribed time or by its refusal to allow an extension of the time prescribed for making a claim, or by its refusal to grant compensation or by the amount of compensation granted, he may in accordance with the provisions of the First Schedule require the matter to be referred to a tribunal and the tribunal shall consider the case in accordance with the Second, Third, Fourth and Fifth Schedules and shall determine whether any, and if so what, compensation ought to be granted to the claimant and the Board shall give effect to the decision of the tribunal.

7.—(1) Any compensation payable under these Regulations shall be paid by the Board, subject to the following conditions:—

(*a*) subject to the provisions of sub-paragraph (*b*) of this paragraph, the compensation shall be paid to, or in trust for the officer or servant concerned or in the event of his death to his legal personal representatives and not otherwise;

(*b*) any compensation payable in respect of loss or diminution of pension rights shall, if the officer or servant requests the Board so to do, be paid to, or in trust for, such person as is entitled to receive the corresponding payments under any existing superannuation scheme;

(*c*) save in so far as is permitted by the foregoing provisions of this Regulation, no compensation payable under these Regulations shall be assignable.

(2) Any compensation payable by the Board shall be or ommence to be payable at the date fixed by the Board or the tribunal as the case may be.

Sealed with the Official Seal of the Ministry of Commerce for Northern Ireland this Twentieth day of September, 1957, in the presence of

(L.S.) *Arthur Acheson Farrell,*
Assistant Secretary.

These Regulations have been approved by the Ministry of Finance.

In witness whereof the Official Seal of the Ministry of Finance has been affixed hereto this Twentieth day of September, 1957, in the presence of

(L.S.) *W. W. Arthur,*
Assistant Secretary.

FIRST SCHEDULE

Determination of Compensation

Procedure

1. Every claim for compensation made under these Regulations and every request for a review of an award of compensation as provided for in paragraphs 4, 7 or 11 of the Fourth Schedule shall be made in accordance with the following provisions of this Schedule.

2. Every such claim and every such request shall be addressed to the Board and shall be made in such form and in such manner as the Board may determine.

3. In the event of the death of a person who has made a claim or who, if he had survived, could have made a claim for compensation under the Regulations, such claim may be continued by or may be made by his legal personal representatives.

4. On receipt of any such claim or request the Board shall consider the same in accordance with the provisions of these Regulations and Schedules and shall within the time therein prescribed notify the claimant in writing of its decision in respect thereto.

5. Every such notification of a decision by the Board shall in the case of an award or a review of an award of compensation or of a refusal to make or review an award of compensation contain a statement directing the attention of the claimant to his right, if he is aggrieved by the decision, to refer the matter to a tribunal.

6. Every claimant for compensation who is aggrieved by a decision of the Board including a decision reviewing or refusing to review an award of compensation may within three months of the decision being notified to him require the matter to be referred to a tribunal.

7. Every claimant who desires to have such a matter referred to a tribunal shall give notice thereof to the Board in such form and in such manner as the Board may determine. On receipt of such a notice the Board shall refer the matter to the tribunal appointed to determine the matter so referred.

8. A claimant if so required by the Board shall attend before the Board or any person duly appointed in that behalf by the Board and answer any questions touching the matters set forth in his claim and shall further produce all books, papers and other documents in his possession or under his control relating to his claim.

SECOND SCHEDULE

Assessment of Resettlement Payment

1. On receipt of a claim for resettlement payment made after the manner set out in the First Schedule the Board shall consider forthwith whether the claimant satisfies the conditions of eligibility set out in Regulations 2 and 3 and shall decide whether, and if so, what resettlement payment should be awarded and what resettlement period shall apply having regard to the

provisions of the following paragraph and the Third Schedule and shall advise the claimant of its decision not later than fourteen days after the receipt of the claim.

2. In relation to every claimant whose number of completed years of whole-time service before the relevant event is set out in the First Column of the Third Schedule the resettlement period shall be the corresponding period of weeks set out in the Second Column of that Schedule commencing with the week next succeeding the week in which the claimant loses his employment as an officer or servant in consequence of the relevant event

Provided that if periodical payments by virtue of an existing superannuation scheme should commence during the resettlement period the resettlement period shall notwithstanding the provisions of the Third Schedule be terminated at the end of the week in respect of which the said periodical payments commence.

3. Resettlement payment shall be payable in respect of a claimant's resettlement period and shall not be payable in respect of any other period.

4. Resettlement payment shall subject to the provisions of this paragraph be payable at intervals equivalent to those at which the claimant's emoluments were paid

Provided that—

(i) no resettlement payment shall be payable for any period in respect of which a claimant is not registered for employment with the Ministry of Labour and National Insurance for Northern Ireland or is, under sub-section (2) of section 12 of the National Insurance Act (Northern Ireland), 1946(a), disqualified for receiving unemployment benefit or fails to satisfy the Board that he was actively seeking suitable employment;

(ii) proviso (i) shall not apply in respect of any period during which a claimant is employed in other employment or entitled to sickness or injury benefits.

5. The amount of the resettlement payment payable to a claimant shall be a sum which when added to a sum equal to the aggregate of the following sums—

(i) two-thirds of any sums the applicant is receiving under a service agreement or contract; and

(ii) where he is, or would if he made a claim thereto, be entitled to draw unemployment, sickness or injury benefits, the sum which would be so payable in respect of a person having no dependants;

is equal to two-thirds of his current net emoluments.

6. An award of resettlement payment may be made retrospective but not, save in exceptional circumstances, to a date more than two weeks earlier than the date of the receipt of the claim by the Board.

7. The Board shall have discretion to review an award of resettlement payment at any time and to alter it either upwards or downwards in the light of any change in the circumstances of the case and for the purpose of such a review the Board may make it a condition of an award of resettlement payment that the claimant should notify the Board of any material change in his circumstances.

(a) 1946 Ch. 23 (N.I.).

THIRD SCHEDULE

Scale for Assessment of Resettlement Period

Number of completed years of whole-time service before the relevant event	Number of weeks in resettlement period
three, four, five, six, seven	13
eight, nine, ten	14
eleven, twelve	15
thirteen	16
fourteen	17
fifteen	18
sixteen	19
seventeen	21
eighteen	23
nineteen	25
twenty	27
twenty-one	29
twenty-two	31
twenty-three	34
twenty-four	37
twenty-five	40
twenty-six	43
twenty-seven	47
twenty-eight	51
twenty-nine	55
thirty	59
thirty-one	63
thirty-two	68
thirty-three	73
thirty-four	78
thirty-five	83
thirty-six	88
thirty-seven	94
thirty-eight	100
thirty-nine or more	104

FOURTH SCHEDULE

I. Loss of Emoluments through Abolition of Office or Discharge

1. On receipt of a first claim for compensation in respect of loss of employment (not being a claim for resettlement payment) made after the manner set out in the First Schedule to these Regulations, the Board shall consider forthwith whether the claimant satisfies the conditions of eligibility for payment of compensation set out in Regulation 2 and in Regulation 4. If the Board considers that these conditions are not satisfied, the Board shall advise the claimant accordingly within four weeks of the receipt of the claim. If the Board considers that the conditions are satisfied the Board shall proceed to decide the amount of compensation payable to him in accordance with paragraphs 2 and 3 of this Schedule and shall advise him of its decision not later than three months after the termination of his resettlement period.

Compensation Award

2. For the purpose of determining whether compensation should be awarded to any person for loss of emoluments, and if so the amount of that compensation, regard shall be had to—

(i) the conditions upon which he held his appointment, including in particular its security of tenure, whether by law or by practice;

(ii) the conditions, including security of tenure, whether by law or by practice, of any other employment he may have obtained;

(iii) the extent to which the claimant has sought suitable employment and the emoluments which he has, or might have, acquired by accepting other suitable employment, including retraining, offered to him;

(iv) the amount of any compensation recovered under the Reinstatement in Civil Employment Act, 1944(**a**);

(v) all the other circumstances of his case.

3. Compensation for loss of emoluments shall subject to paragraph 15 of this Schedule be awarded by way of an annual sum, payable until the relevant age or the commencement, if earlier, of periodical payments under an existing superannuation scheme, which shall not exceed the aggregate of the following sums:—

(i) for every completed year of whole-time service, one-sixtieth of the applicant's current net emoluments;

(ii) for every completed year of whole-time service after the age of fifty one-sixtieth of the applicant's current net emoluments;

Provided that the annual rate of compensation shall not in any event exceed two-thirds of the current net emoluments of the applicant immediately before his loss of employment.

4. The Board shall have discretion to review an award of compensation at intervals of not less than six months and to alter it, either upwards or downwards, in the light of any change in the circumstances of the case. Similarly an applicant may at intervals of not less than six months request the Board to review the award made to him if he considers that there has been a material change in the circumstances to which regard was had when the award was made.

(a) 7 & 8 Geo. 6. c. 15.

II. Diminution of Emoluments or Non-pecuniary Worsening of Conditions

5. On receipt of a claim for compensation in respect of diminution of emoluments or worsening of conditions, the Board shall decide the amount of compensation (if any) payable and shall advise the applicant accordingly not later than three months after the date of receipt of the claim.

6. In determining whether compensation shall be awarded and, if so, the amount of that compensation, regard shall be had to the conditions upon which an applicant held his appointment including in particular its security of tenure whether by law or by practice and all the other circumstances of the case.

7. Awards for diminution of emoluments or worsening of conditions shall be subject to review on the same basis as is set out in paragraph 4 of this Schedule.

8. The compensation awarded to an applicant who suffers diminution of emoluments or worsening of conditions shall, subject to paragraph 15 of this Schedule, be awarded by way of an annual sum payable until the relevant age or the commencement, if earlier, of periodical payments under an existing superannuation scheme, which sum shall not exceed the figure which bears to the maximum amount which could have been awarded had he lost his employment the same ratio as the amount by which his current net emoluments are diminished bears to their amount before diminution, provided that no compensation shall be payable if this ratio is less than two and a half per cent.

III. Compensation for Loss or Diminution of Pension Rights

9. Compensation for loss or diminution of pension rights where such loss or diminution is established shall be awarded by way of a payment or payments additional to those payable to or in respect of the officer or servant by virtue of any existing superannuation scheme. Subject to paragraph 10 of this Schedule, any payment so made shall not exceed the difference between the payment made by virtue of the said existing superannuation scheme and the payment which would have been made by virtue of that scheme if the officer or servant had had one additional completed year of whole time service, without increase in emoluments, for each completed year of whole time service above the age of 40, not exceeding the number of years to be served by him before reaching the relevant age or ten years, which ever shall be the less. In the calculation of such difference in the case of an award for diminution of pension rights, the Board may disregard any limitation in an existing superannuation scheme on the number of years of service ranking for benefit. Any payment made shall be made at the same times, in the same manner and subject to the same conditions as the corresponding payment made by virtue of the said existing superannuation scheme.

10. No payment of compensation under the last preceding paragraph made at any time shall be such that the amount of that payment, when added to any payment due to be made to or in respect of an officer or servant by virtue of any existing superannuation scheme at that time exceeds the amount which would have been payable to or in respect of him by virtue of that scheme at that time had he suffered no loss or diminution of pension rights.

11. In determining the number of years, if any, to be added for the purpose of assessing the compensation to be awarded under paragraph 9 of this Schedule, regard shall be had to the considerations set out in paragraph 2 of this Schedule, and also to the pension arrangements attaching to any employment which the officer or servant may have obtained. Such determination shall be made at the same time as the award, if any, of compensation for loss or diminution of emoluments (not being an award of resettlement payment) is determined, or, if no application for such an award of compensation has been made, within thirteen weeks of the receipt of the claim for compensation for loss or diminution of pension rights, and any award made shall be subject to review on the same basis as is set out in paragraph 4 of this Schedule.

IV. Extension of Compensation after the Relevant Age in Certain Cases

12. Where the Board or the tribunal is satisfied that an officer or servant receiving compensation for loss or diminution of emoluments, who is not a member of the Board's Wages Staff Pensions Fund, would have continued to work beyond the relevant age in his case, the Board may in its discretion extend the period of the award of compensation beyond the relevant age to the age at which the officer or servant would have retired from its service in the ordinary course

Provided that:—

(*a*) in no case shall the period of the award of compensation be extended beyond the date of attaining the age of 65 years in the case of males or the date of attaining the age of 60 years in the case of females; and

(*b*) compensation shall not be payable in respect of any period after the commencement of periodical payments under an existing superannuation scheme.

V. Miscellaneous

13. If a person receiving compensation from the Board for loss of employment, diminution of emoluments or worsening of conditions becomes an officer or servant of the Board or of the Ulster Transport Authority, he shall not, so long as he remains such an officer or servant be entitled to receive any greater sum by way of compensation than that which would have been awarded to him for diminution of emoluments or worsening of conditions had he been or remained in the employment of the Board.

14. An award of compensation (not being an award of resettlement payment) may be made retrospective but not, save in exceptional circumstances, to a date more than thirteen weeks earlier than the date of receipt of the claim by the Board, and in any event not to a date earlier than the end of the resettlement period.

15. The Board may, at its sole option, compound its liability to make annual awards of compensation to a person by payment of an immediate lump sum equal to the present actuarial value of such awards, if the lump sum does not exceed £250. In any other case of an annual award the Board shall have discretion at the request of the person in receipt of compensation, after having regard to his state of health and other circumstances, to compound

(i) up to one quarter of its liability other than its liability to pay compensation for loss or diminution of pension rights; and

(ii) up to one quarter of its liability to pay compensation for loss or diminution of pension rights, or, if the pension scheme relating to those rights enabled them to be compounded to a greater extent, up to that extent.

EXPLANATORY NOTE

(This Note is not part of the Regulations but is intended to indicate their general purport.)

These Regulations provide for the payment by the Great Northern Railway Board of compensation to the Board's officers or servants who suffer loss of employment or loss or diminution of emoluments or pension rights or whose position is worsened in consequence of the termination of railway services under the Great Northern Railway Act (Northern Ireland), 1953.

The Regulations provide for three types of compensation—short term resettlement payments for those who lose their employment; long term compensation for those who lose their employment or suffer loss or diminution of emoluments; and compensation for loss or diminution of pension rights.

Resettlement payments are provided (Regulation 3 and the Second and Third Schedules) for those who lose their employment with the Board in consequence of the termination of railway services if they have been directly employed on such services or employed wholly in connection with them. To be eligible for resettlement payments a claimant must have been continuously employed on the Great Northern Railway, after the age of 18, for at least three years before the relevant event. Unless he is sick or injured he must actively seek suitable employment and must register with the Ministry of Labour and National Insurance. The resettlement payments will be two-thirds of his net emoluments before the loss of employment less two-thirds of any current earnings or where he could claim unemployment, sickness or injury benefits less the rate of benefit payable to a person without dependants. Resettlement payments will be payable for a minimum of 13 weeks following the loss of employment and a maximum of 104 weeks, the number of weeks being related to length of service.

To be eligible for long term compensation (Regulation 4 and Sections I, II, IV and V of the Fourth Schedule) a claimant must have been employed continuously on the Great Northern Railway since the 1st April, 1946, and be aged 50 years or over at the date of the particular termination of railway services which gives rise to his claim for compensation; he must have been directly employed on such services or wholly in connection with them. Compensation will be payable until retiring age (not exceeding 65 for men and 60 for women) or the age at which pension or superannuation payments commence; it will be subject to a maximum based on the claimant's net emoluments and length of

service. The award of compensation will have regard to the circumstances set out in paragraph 2 of the Fourth Schedule including the extent to which the claimant has sought other suitable work and the earnings he has or could have obtained by so doing. The award will be subject to review at intervals of not less than six months. For reduction of emoluments or worsening of conditions the maximum compensation will be proportionately reduced as compared with total loss of emoluments.

Persons over 40 who have at the date at which they lost their employment the expectation of a pension related to years of service will be eligible for compensation for loss or diminution of pension rights; this will take the form of crediting them with added years of service in recognition of their loss of future years of pensionable service or reduction of pensionable emoluments.

Overlap with earnings from subsequent service with the Board or the Ulster Transport Authority is avoided (paragraph 13 of the Fourth Schedule) and there is certain provision for compounding (paragraph 15 of the Fourth Schedule). There is provision for appeal to a tribunal (Regulation 6).

No claim to compensation will be entertained if its cause arises later than five years after the termination of railway services which has given rise to it; in the case of resettlement payments the claim must be made not later than six weeks after the date on which the cause of claim arises and in the case of long term compensation or compensation for loss of pension rights the claim must be made not later than six weeks after the end of the resettlement period. There is provision for longer periods in which to make claims in exceptional circumstances.

ULSTER SAVINGS CERTIFICATES

Seventh Issue

ORDER, DATED 7TH JANUARY, 1957, MADE BY THE MINISTRY OF FINANCE UNDER SUB-SECTION (1) OF SECTION SIXTEEN OF THE EXCHEQUER AND FINANCIAL PROVISIONS ACT (NORTHERN IRELAND), 1950, EXTENDING THE CURRENCY OF CERTIFICATES ISSUED AFTER THE 1ST APRIL, 1947 AND BEFORE THE 1ST FEBRUARY, 1951.

1957. No. 2

This Order, although of a public and general nature, was not printed for sale and is not printed at length in this volume.

Fifth Issue

ORDER, DATED 17TH SEPTEMBER, 1957, MADE BY THE MINISTRY OF FINANCE UNDER SUB-SECTION (1) OF SECTION SIXTEEN OF THE EXCHEQUER AND FINANCIAL PROVISIONS ACT (NORTHERN IRELAND), 1950, EXTENDING THE CURRENCY OF CERTIFICATES ISSUED AFTER THE 30TH SEPTEMBER, 1933 AND BEFORE THE 22ND NOVEMBER, 1939.

1957. No. 194

This Order, although of a public and general nature, was not printed for sale and is not printed at length in this volume.