1961. No. 74 **[C]**

EDUCATION

Superannuation

National Insurance—Modification of Teachers Superannuation Acts (Northern Ireland)

REGULATIONS, DATED 27TH DAY OF MARCH, 1961, MADE BY THE MINISTRY OF EDUCATION UNDER SUB-SECTION (4) OF SECTION 66 OF THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1946, (AS EXTENDED BY SECTION 14 OF THE NATIONAL INSURANCE ACT (NORTHERN IRELAND), 1959), SECTION 23 OF THE TEACHERS (SUPERANNUATION) ACT (NORTHERN IRELAND), 1950, AND SECTION 25 OF THE TEACHERS (SUPERANNUATION) (AMENDMENT) ACT (NORTHERN IRELAND), 1956, WITH THE APPROVAL OF THE MINISTRY OF FINANCE.

The Ministry of Education (hereinafter referred to as "the Ministry") in exercise of the powers conferred on it by sub-section (4) of Section 66 of the National Insurance Act (Northern Ireland), 1946(**a**) (as extended by Section 14 of the National Insurance Act (Northern Ireland), 1959(**b**)), Section 23 of the Teachers (Superannuation) Act (Northern Ireland), 1950(**c**), as applied by the Ministries (Transfer of Functions) (Teachers Superannuation) Order, 1951(**d**), Section 25 of the Teachers (Superannuation) (Amendment) Act (Northern Ireland), 1956(**e**), and of all other powers enabling it in that behalf and with the approval of the Ministry of Finance hereby makes the following regulations:—

1. These regulations may be cited as the National Insurance (Modification of Teachers Superannuation Acts) No. 2 Regulations (Northern Ireland), 1961, and shall come into operation on the third day of April, 1961.

2. In these regulations—

"the Act of 1950" means the Teachers (Superannuation) Act (Northern Ireland), 1950;

"the Act of 1956" means the Teachers (Superannuation) (Amendment) Act (Northern Ireland), 1956;

"the Act of 1959" means the National Insurance Act (Northern Ireland), 1959;

"the 1951 regulations" means the National Insurance (Modification of Teachers Annual Allowances) Regulations (Northern Ireland), 1951(**f**);

"contributory service" means contributory service within the meaning of the Teachers (Superannuation) Acts (Northern Ireland), 1950 to 1956;

"participating employment" means any employment in respect of which a person is liable to pay graduated contributions under the Act of 1959, or would be liable to pay such contributions, if his remuneration exceeded the amount mentioned in paragraph (*b*) of sub-section (1) of Section 1 of that Act; and

(**a**) 1946. c. 23.
(**b**) 1959. c. 21.
(**c**) 1950. c. 33.
(**d**) S.R. & O. (N.I.) 1951, No. 162.
(**e**) 1956. c. 22.
(**f**) S.R. & O. (N.I.) 1951, No. 129.

"salary" means, in relation to a person employed in contributory service, his salary as calculated in accordance with the provisions of subsection (1) of Section 7 of the Act of 1950.

3. The contributions payable by a person employed in contributory service and by his employer under Section 6 of the Act of 1950 shall, in respect of any period of such service which is participating employment, both be reduced by amounts calculated in accordance with the annual rates specified in the following table:—

Annual Rate of Salary	*Annual Rate of Reduction of Contributions* £ s. d.
Not exceeding £468	nil
Over £468 but not exceeding £520	8 0
Over £520 but not exceeding £572	1 5 0
Over £572 but not exceeding £624	2 2 0
Over £624 but not exceeding £676	2 19 0
Over £676 but not exceeding £728	3 16 0
Over £728 but not exceeding £780	4 13 0
Over £780	5 2 0

4.—(1) Except as in this regulation provided, the amount of any annual superannuation allowance payable to a man over the age of sixty-five or to a woman over the age of sixty, in calculating which there has been taken into account either—

(*a*) any period of participating employment during which salary was at a rate exceeding £780 a year, or

(*b*) any period in respect of which a payment in lieu of contributions has been made under the Act of 1959

shall be reduced, for each year of such period and proportionately for part of the year, by £2·31, in the case of a man, and by £1·92, in the case of a woman.

(2) Except as in this regulation provided, the amount of any annual superannuation allowance payable to a man over the age of sixty-five or to a woman over the age of sixty, in calculating which there has been taken into account any period of participating employment during which salary was at a rate not exceeding £780, shall be reduced, for each year of such period and proportionately for part of a year, by the appropriate amount specified in the following table:—

Annual Rate of Salary During Period	*Reduction in Annual Superannuation Allowance for Each Whole Year of Period*	
	Men	*Women*
	£	£
Not exceeding £468	nil	nil
Over £468 but not exceeding £520	·19	·16
Over £520 but not exceeding £572	·58	·48
Over £572 but not exceeding £624	·96	·80
Over £624 but not exceeding £676	1·35	1·12
Over £676 but not exceeding £728	1·73	1·44
Over £728 but not exceeding £780	2·12	1·76

(3) Where—

(*a*) in respect of any person a period of participating employment or a period of employment in respect of which a payment in lieu of contributions has been made under the Act of 1959 is reckoned as contributory service by virtue of rules made under Section 12A of the Act of 1950; and

(*b*) the Ministry is informed of the amount by which his pension under the pensions scheme, to which he was subject before ceasing the former employment, would have been reduced in connection with the operation of the Act of 1959 by reason of that period if the former employment had continued, or of the method of calculating such reduction,

so much of any annual superannuation allowance payable to that person from the age of sixty-five in the case of a man, or from the age of sixty in the case of a woman, as is attributable to service in his former employment shall be reduced by the said amount or by an amount calculated in accordance with that method, as the case may be, and no reduction shall be made in pursuance of the provisions of paragraphs (1) and (2) of this regulation in respect of that period.

(4) No reduction in the amount of any annual superannuation allowance shall be made in pursuance of the provisions of paragraphs (1) or (2) of this regulation in respect of any period which is treated as contributory service by virtue of the provisions of Section 9 of the Act of 1950 (which relates to intervals in service), or Section 20 of the Act of 1956 (which relates to employment of value to teachers).

5. These regulations shall apply without prejudice to the 1951 regulations.

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 27th day of March, nineteen hundred and sixty-one.

(L.S.) *A. C. Williams,*
Secretary.

The Ministry of Finance approves of the foregoing regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 27th day of March, nineteen hundred and sixty-one.

(L.S.) *C. J. Bateman,*
Assistant Secretary.

EXPLANATORY NOTE

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

These Regulations provide for the abatement of contributions and annual superannuation allowances payable under the Teachers (Superannuation) Acts (Northern Ireland), 1950 to 1956, of any persons in contributory service under those Acts who participate in the Graduated Pension Scheme under the National Insurance Act (Northern Ireland), 1959. The Regulations also provide for the abatement of annual superannuation allowances payable under the Acts of 1950 to 1956 of persons in respect of whom a payment in lieu of graduated contributions has been made to the Northern Ireland National Insurance Fund.