STATUTORY INSTRUMENTS

1962 No. 2682

PENSIONS

LOCAL GOVERNMENT SUPERANNUATION ACTS

The Local Government Superannuation (Benefits) (New Towns Staffs) Regulations 1962

Laid before Parliament in draft
Made - - - - 7th December 1962
Coming into Operation 22nd December 1962

The Minister of Housing and Local Government in exercise of the powers conferred on him by section 1 of the Local Government Superannuation Act 1953(a) and of all other powers enabling him in that behalf, hereby makes the following regulations in the terms of a draft approved by a resolution of each House of Parliament:—

Citation and Commencement

1.—(1) These regulations may be cited as the Local Government Superannuation (Benefits) (New Towns Staffs) Regulations 1962

(2) The Local Government Superannuation (Benefits) Regulations 1954 to 1958(b) and these regulations may be cited together as the Local Government Superannuation (Benefits) Regulations 1954 to 1962.

(3) These regulations shall come into operation on the fifteenth day after the day on which they are made.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires, "the regulations of 1958" means the Local Government Superannuation (Benefits) (New Towns Staffs) Regulations 1958(c) and other words and expressions have the same meaning as in those regulations.

(2) Unless the context otherwise requires, references in these regulations to any enactment shall be construed as references to that enactment as amended by any other enactment including these regulations.

(3) The Interpretation Act 1889(d) applies to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Extension of the Regulations of 1958

3. The regulations of 1958 (except regulation 10 thereof) shall apply, subject to the modifications mentioned in regulation 4 of these regulations, to a person—

(a) 1 & 2 Eliz. 2. c. 25.
(b) S.I. 1954/1048, 1955/1041, 1958/1273 (1954 II, p. 1595; 1955 II, p. 1825; 1958 II, p. 1806). (c) S.I. 1958/1273 (1958 II, p. 1806). (d) 52 & 53 Vict. c. 63.

(*a*) who has been transferred to the employment of the Commission for the New Towns in consequence of an order made under section 6 of the New Towns Act 1959(**a**) and was a contributory employee in that employment, and

(*b*) to whom the regulations of 1958 would have applied if at the date on which he was so transferred he had ceased to be employed by a corporation in any of the circumstances mentioned in paragraph (2) of regulation 3 of those regulations, and

(*c*) who in consequence of his post having been, or (by agreement with the Commission) in expectation that his post will be, declared by the Commission to be redundant, ceases to be employed by them within two years after the date on which he was so transferred.

Modifications of the Regulations of 1958

4. In their application to a person mentioned in regulation 3 of these regulations, the regulations of 1958 (except regulation 10 thereof) shall have effect as if for references to employment by or under a corporation and to the cessation of such employment in the circumstances mentioned in regulation 3 of the regulations of 1958 there were substituted respectively references to employment by or under the Commission for the New Towns and to the cessation of employment by the said Commission in the circumstances mentioned in paragraph (*c*) of regulation 3 of these regulations.

Amendment of the Definition of " Appropriate Authority "

5. In paragraph (1) of regulation 2 of the regulations of 1958, for the definition of " the appropriate authority " there shall be substituted the following definition—

" ' the appropriate authority ' in relation to any person to whom these regulations apply, or are applied by the Local Government Superannuation (Benefits) (New Towns Staffs) Regulations 1962, means the corporation by whom the person was last employed, or if that corporation has been dissolved, such other authority as has been named for the purpose of these regulations in the order dissolving the corporation or, if no authority has been so named, the Commission for the New Towns ;".

Given under the official seal of the Minister of Housing and Local Government on 7th December 1962.

(L.S.) ***Keith Joseph,***
Minister of Housing and Local Government.

EXPLANATORY NOTE

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

These Regulations apply the provisions of the Local Government Superannuation (Benefits) (New Towns Staffs) Regulations 1958 (which enable early or " frozen " pensions to be taken in certain cases) to former employees of a New Town Development Corporation who are transferred to the employment of the Commission for the New Towns when the Corporation is dissolved and who cease to be employed within two years after their transfer in consequence of declared or expected redundancy.

(a) 7 & 8 Eliz. 2. c. 62.