

1973. No. 364

[NC]

PENSIONS**Pensions Increase (Annual Review) Order (Northern Ireland) 1973**

ORDER, DATED 26TH SEPTEMBER 1973, MADE BY THE MINISTRY OF FINANCE UNDER SECTION 2 OF THE PENSIONS (INCREASE) ACT (NORTHERN IRELAND) 1971 AS AMENDED BY ARTICLE 20 OF THE SUPERANNUATION (NORTHERN IRELAND) ORDER 1972.

The Ministry of Finance, on behalf of the Secretary of State and in exercise of the powers conferred by section 2 of the Pensions (Increase) Act (Northern Ireland) 1971(a), as amended by Article 20 of the Superannuation (Northern Ireland) Order 1972(b), and of all other powers enabling it in that behalf, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Pensions Increase (Annual Review) Order (Northern Ireland) 1973, and shall come into operation on 1st December 1973.

Interpretation

2.—(1) In this Order—

“the 1971 Act” means the Pensions (Increase) Act (Northern Ireland) 1971;

“the 1972 Order” means the Pensions Increase (Annual Review) Order (Northern Ireland) 1972(c);

“basic rate” has the meaning given by section 15(1) of the 1971 Act;

“official pension” has the meaning given by section 5(1) of the 1971 Act;

“pension authority” has the meaning given by section 7(1) of the 1971 Act;

“qualifying condition” means one of the conditions laid down by section 3 of the 1971 Act.

(2) For the purposes of this Order the time when a pension “begins” is that stated in section 8(2) of the 1971 Act, and “beginning date” shall be construed accordingly.

Pension increases

3.—(1) The annual rate of an official pension may, if any qualifying condition is satisfied, be increased by the pension authority in respect of any period beginning on or after 1st December 1973, as follows:—

(a) A pension beginning on or before 1st July 1972 may be increased by 9.3 per cent of the basic rate as increased by the amount of any increase under section 1 of the 1971 Act or under the 1972 Order;

(b) a pension beginning in the six months following 1st July 1972 may be increased by 10.4 per cent of the basic rate;

(c) a pension beginning in the six months following 1st January 1973 may be increased by 6.1 per cent of the basic rate.

(a) 1971. c. 35 (N.I.).

(b) S.I. 1972, No. 1073 (N.I. 10).

(c) S.R. & O. (N.I.) 1972, No. 263.

(2) For the purpose of showing the cumulative effect of the increases payable under section 1 of the 1971 Act, under the 1972 Order and under paragraph (1) above, the provisions of that section other than the provisions relating to pensions payable under the Belfast Corporation Act (Northern Ireland) 1943(d), with the effect of the 1972 Order and paragraph (1) above incorporated in them, are set out in the Schedule to this Order.

Increases of certain lump sums

4. In respect of any lump sum or instalment of a lump sum which became payable in the six months ending with 1st July 1973, but for which the beginning date fell before 2nd January 1973, there may be paid an increase of 4.6 per cent of the amount of the lump sum or instalment as increased by any increase under section 1 of the 1971 Act or under the 1972 Order:

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 26th day of September 1973.

(L.S.)

J. P. McGrath,
Senior Assistant Secretary.

SCHEDULE

Article 3(2)

Provisions of section 1 of the Pensions (Increase) Act (Northern Ireland) 1971, other than the provision relating to pensions payable under the Belfast Corporation Act (Northern Ireland) 1943, reproduced with the effect of Article 3(1) of this Order incorporated in them

1.—(1) Subject to the provisions of this Act, the annual rate of an official pension may, if any qualifying condition is satisfied, be increased by the pension authority in respect of any period beginning on or after 1st December 1973, as follows:—

- (a) A pension beginning before the year 1969 may be increased by the amount necessary to bring the rate up to the 1969 standard, that is to say, to the rate arrived at by applying to the basic rate of pension the multiplier given in Schedule 1 for the year in which the pension began, and by a further 41.7424 per cent of the rate as so increased;
- (b) a pension beginning on or before 1st April 1969 but not earlier than that year may be increased by 41.7424 per cent of the basic rate;
- (c) a pension beginning in the six months following 1st April 1969 may be increased by 39.3400 per cent of the basic rate;
- (d) a pension beginning in the six months following 1st October 1969 may be increased by 36.9376 per cent of the basic rate;
- (e) a pension beginning in the six months following 1st April 1970 may be increased by 32.1328 per cent of the basic rate;
- (f) a pension beginning in the six months following 1st October 1970 may be increased by 27.3279 per cent of the basic rate;
- (g) a pension beginning in the six months following 1st April 1971 may be increased by 21.3230 per cent of the basic rate;
- (h) a pension beginning in the six months following 1st October 1971 may be increased by 15.4208 per cent of the basic rate;
- (i) a pension beginning in the three months following 1st April 1972 may be increased by 13.1255 per cent of the basic rate;
- (j) a pension beginning in the six months following 1st July 1972 may be increased by 10.4 per cent of the basic rate;
- (k) a pension beginning in the six months following 1st January 1973 may be increased by 6.1 per cent of the basic rate.

(3) In the case of a pension beginning before the year 1969 the increase authorised by subsection (1)(a) shall take the place of those authorised by the Pensions (Increase) Acts (Northern Ireland) 1920 to 1969, but in the cases provided for by section 6 shall be of the larger amount there specified by reference to increases that might have been made under those Acts together with a further increase of 41.7424 per cent of the pension as so increased.

EXPLANATORY NOTE

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

Under section 2 of the Pensions (Increase) Act (Northern Ireland) 1971 (as amended by article 20 of the Superannuation (Northern Ireland) Order 1972) the Ministry of Finance is required to conduct a review of rates of public service pensions against any rise in the cost of living during the review period. The Order provides for the payment, with effect from 1st December 1973, of the pension increases resulting from the 1973 review and based on the rise in the cost of living during the review period of twelve months ending with 30th June 1973. To qualify for increase a person must satisfy one of the qualifying conditions specified in section 3 of the 1971 Act.

For pensions (or deferred lump sums) which began on or before 1st July 1972 the increase is of the percentage by which the cost of living rose during the review period (9.3%). For pensions (or deferred lump sums) which began in the six months following 1st July 1972, or in the six months following 1st January 1973, the increases (10.4% and 6.1% respectively) are of the percentage by which the cost of living at the end of the review period exceeded its mean level during the respective periods of six months ending 31st July 1972 and six months ending 31st January 1973.

The Order reproduces, in the Schedule, the general provisions of section 1 of the 1971 Act with the effect of the Pensions Increase (Annual Review) Order (Northern Ireland) 1972 and this Order incorporated in them so as to indicate the cumulative increases payable under the Act and the annual review orders.

The Order also provides for the payment, as a result of the review, of increases on certain lump sums of which payment was deferred and which became payable in the six months ending with 1st July 1973.