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COLONIAL

RETIRED OFFICERS - CIVIL EMPLOYMENT

1920

1st August

previous Paper.

Copy of provisional order made by Treasury re

Registered for record

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1920

Subsequent Paper.

RETIRED OFFICERS (CIVIL EMPLOYMENT).

PROVISIONAL ORDER.

WHEREAS by the Retired Officers (Civil Employment) Act, 1919, it was provided as follows:—

"1.—(1) The Treasury may by order revoke or modify the rules made under section 6 of the Superannuation Act, 1887, and section 2 of the Superannuation Act, 1892, in so far as those rules provide for a deduction being made from the civil emoluments of any person who has received or is receiving retired pay or pension in respect of past services as an officer in His Majesty's Forces.

"The provisions of any order made hereunder shall take effect as from such date or dates, whether before or after the passing of this Act, as may be specified in the order.

"(2) An order made under this section may make such consequential changes in the rules as are rendered necessary by the order, and shall be laid as soon as may be before both Houses of Parliament."

And whereas it is necessary on account of urgency that this order should come into operation forthwith:

Now therefore the Treasury, by virtue of the powers conferred upon them by the said Act, and all other powers enabling them in that behalf, hereby order as follows:—

1. The rules numbered 4, 9, and 15 in the rules made under section 6 of the Superannuation Act, 1887, and section 2 of the Superannuation Act, 1892, are hereby revoked, except that the said rules shall continue in force so far as they apply to officers on the half-pay list.

2. This order, so far as it provides for the revocation of rules 9 and 15, shall take effect as from the date hereof, and so far as it provides for the revocation of Rule 4, shall take effect as follows:—

- (a) As respects any officer who is in receipt of retired pay granted on account of disability arising out of the present war, as from the date of his first employment in any public department while in receipt of such retired pay;
- (b) As respects any officer who has received a gratuity for war service from Army funds under Article 497 of the Royal Warrant for the pay, appointment, promotion, and non-effective pay of the Army, or under Army Order 85 of 1919, dated February 10th, 1919, or a payment from naval funds under the corresponding regulations for war service in the Royal Navy or Royal Marines, as from the date of his first employment in any public department since the date on which such gratuity or payment became due;
- (c) As respects any other officer, as from August 14th, 1919.

3. The amount of any deduction made before the date hereof from the civil emoluments of any officer, which would not have been made if this order had been in force, shall be refunded to that officer on demand by the department in which he is employed.

4. In the case of doubt arising as to whether for the purposes of the said rules, as amended by these rules, any person is in civil employment, the decision of the point shall rest with the Treasury.

5. This order shall take effect as from the date thereof, and shall take effect provisionally in accordance with the provisions of section 2 of the Rules Publication Act, 1893.

Dated this 15th day of July 1920.

(Signed) J. TOWYN-JONES,
WM. SUTHERLAND,
Two of the Lords Commissioners
of His Majesty's Treasury.