

1962 No. 898

BRITISH TRANSPORT COMMISSION**The British Transport Commission Group Pension Funds Regulations, 1962**

<i>Made</i> - - - -	30th April, 1962
<i>Laid before Parliament</i>	10th May, 1962
<i>Coming into Operation</i>	11th May, 1962

The Minister of Transport in exercise of his powers under section 98 of the Transport Act, 1947(a) and of all other powers him enabling in that behalf hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as The British Transport Commission Group Pension Funds Regulations, 1962, and shall come into operation on the eleventh day of May, 1962.

(2) These Regulations shall have effect,—

(a) in so far as they relate to the British Road Services (Salaried Staff) Group Superannuation Fund, from the 1st April, 1957;

(b) in so far as they relate to the British Road Services (Male Wages Grades) Group Pension Fund, from the 1st July, 1957;

(c) in so far as they relate to the Tilling Group Pension Fund, from the 1st June, 1952;

(d) in so far as they relate to the Scottish Omnibuses Group Pension Fund, from the 24th September, 1951.

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

“the Commission” means the British Transport Commission;

“the Minister” means the Minister of Transport;

“the British Road Services (Salaried Staff) Group Superannuation Fund”, “the British Road Services (Male Wages Grades) Group Pension Fund”, “the Scottish Omnibuses Group Pension Fund”, and “the Tilling Group Pension Fund” mean respectively the Funds of which particulars are specified in paragraphs 1, 2, 3, and 4 of the Schedule to these Regulations as from time to time constituted under the Trust Deeds and Rules thereof;

“the Trust Deed” and “the Rules”, in relation to any of the said Funds, mean respectively—

(a) the Trust Deed by which that Fund was established as from time to time having effect by virtue of any authorised amendment of that Deed, and

(b) the Rules appended or annexed to that Trust Deed as from time to time having effect by virtue of any authorised amendment ;

“ authorised amendment ”, in relation to any Deed or Rules, means any amendment of that Deed or of those Rules which—

(a) is made in accordance with the provisions of that Deed or of those Rules, and

(b) in the case of an amendment which requires the approval of the Minister under Regulation 5 of these Regulations, has been approved by him under that Regulation and includes any modification of that Deed or of those Rules from time to time having effect under section 69 (4) of the National Insurance Act, 1946(a) as extended by section 15 of the National Insurance Act, 1959 (b).

(2) The Interpretation Act, 1889(c), shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

3. For the purpose of providing pensions to or in respect of persons in the employment of the Commission who are members of the British Road Services (Salaried Staff) Group Superannuation Fund or the British Road Services (Male Wages Grades) Group Pension Fund, the Commission shall have power, subject to the provisions of these Regulations,—

(a) to make such contributions to those Funds in respect of persons in their employment who are members of either of those Funds as they are required or authorised to make by the Trust Deed or Rules of that Fund,

(b) to deduct from every payment made in respect of the salary or wages of each person in their employment who is a member of one of those Funds such sums as may for the time being be prescribed by the Rules of that Fund and to pay every sum so deducted to any trustees or committee to whom they are authorised or required by the Trust Deed or Rules of that Fund to pay it, and

(c) to exercise such powers and fulfil such obligations in relation to the Funds referred to in the foregoing provisions of this Regulation as may be conferred or imposed on the Commission by the Trust Deeds and Rules of those Funds.

4. For the purpose of providing pensions to or in respect of persons in the employment of the Commission who are members of the Scottish Omnibuses Group Pension Fund or the Tilling Group Pension Fund, the Commission shall have power, subject to the provisions of these Regulations,—

(a) in respect of each person who on entering the employment of the Commission is a member of one of those Funds and continues in accordance with the provisions of the Rules of that Fund to be a member of that Fund, to agree to be bound by the provisions of the Trust Deed and the Rules of that Fund ;

(b) to make such contributions to those Funds in respect of any such person as is mentioned in paragraph (a) of this Regulation as they are required or authorised to make by the Trust Deed or Rules of that Fund ;

(c) to deduct from every payment made in respect of the salary or wages of each such person as is mentioned in paragraph (a) of this Regulation such sum in respect of any contribution due from that person to either of those Funds as may be authorised or required to be so deducted by the Trust Deed or Rules of that Fund and to pay every sum so deducted in accordance with the provisions of the Trust Deed and Rules of that Fund, and

(d) to do all such other things as the Commission may be required or authorised to do in relation to those Funds as the Commission may be required or authorised to do by virtue of their having agreed to be bound by the Trust Deeds and Rules of those Funds.

5. The Commission shall not agree to the amendment of the Trust Deed or Rules of any of the Funds of which particulars are specified in the Schedule to these Regulations unless such amendment has been approved by the Minister.

Given under the Official Seal of the Minister of Transport this thirtieth day of April, 1962.

(L.S.)

Ernest Marples,
The Minister of Transport.

THE SCHEDULE

PARTICULARS OF THE SUPERANNUATION AND PENSION FUNDS REFERRED TO IN THE REGULATIONS

1. The British Road Services (Salaried Staff) Group Superannuation Fund established by the Deed made the first day of April, 1957, between the British Transport Commission of the first part, British Road Services Limited, B.R.S. (Pickfords) Limited, B.R.S. (Contracts) Limited, and Star Bodies (B.T.C.) Limited of the second part, B.R.S. (Parcels) Limited, and B.R.S. (Meat Haulage) Limited of the third part, and Sir John Benstead, C.B.E., George Neville Russell, C.B., C.B.E., and Harold Ernest Osborn, B.Com., of the fourth part.

2. The British Road Services (Male Wages Grades) Group Pension Fund, established by the Deed made the first day of July, 1957, between the British Transport Commission of the first part, British Road Services Limited, B.R.S. (Pickfords) Limited, B.R.S. (Contracts) Limited, and Star Bodies (B.T.C.) Limited of the second part, B.R.S. (Parcels) Limited, and B.R.S. (Meat Haulage) Limited of the third part and Sir John Benstead, C.B.E., George Neville Russell, C.B., C.B.E., and Harold Ernest Osborn, B.Com., of the fourth part.

3. The Scottish Omnibuses Group Pension Fund established by an Agreement and Deed of Trust made the sixteenth day of January, 1946, between the Scottish Motor Traction Company Limited (now Scottish Omnibuses Limited) of the first part; Sir William Johnston Thomson, D.L., LL.D., J.P.; Walter Alexander, J.P.; Robert Brownlee Dick; John Cuthill Sword; and Robert Beveridge, of the second part; and The Commercial Bank of Scotland Limited, of the third part.

4. The Tilling Group Pension Fund established by the Deed made the third day of December, 1952, between the Tilling Association Limited on its own behalf and for, and on behalf of each company of the Tilling Group of Companies specified in the First Schedule to the Deed of the one part, and Stanley Kennedy, Frederick Percival Arnold, Raymond Ilfred Henry Longman and George Muir Kydd of the other part.

EXPLANATORY NOTE

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

These Regulations are made for the purpose of providing pensions for certain staff of the British Transport Commission who are members of the pension funds specified in the schedule to the Regulations. Provision is made for the Commission to make appropriate contributions to the funds and to comply generally with the obligations imposed upon them by the provisions of the Trust Deeds and Rules of the funds. The Regulations have effect as from the date of the establishment of the funds.