

Government Circular No. 31/61.
G.O. Reference No.S.2803/57.

ISLE OF MAN
TO WIT

By His Excellency Sir Ronald Garvey, K.C.M.G., K.C.V.O., M.B.E.,
Lieutenant Governor of the said Isle &c., &c.,

The National Insurance (Non-participation - Teachers
Superannuation) (Isle of Man) Order, 1961.

I, the said Lieutenant Governor, in exercise of the powers conferred on me by Section 11 of the National Insurance (Isle of Man) Act, 1961, and after making the consultations required by subsection (3) of that section do hereby make the following Order:-

1. This Order may be cited as the National Insurance (Non-participation - Teachers Superannuation) (Isle of Man) Order, 1961, and shall come into operation on the day it is approved by Resolution of Tynwald.

2. In this Order -

"the Act" means the National Insurance (Isle of Man) Act, 1961.

3. (1) In relation to employment in contributory service within the meaning of the School Teachers (Superannuation) Acts, 1919 to 1957 -

(a) the Governor hereby directs that an election with a view to the issue, variation, cancellation or surrender of a certificate that the employment is to be treated for the purposes of the Act, either generally or in relation to any description of persons specified in the certificate as a non-participating employment, shall be made or revoked by him instead of by the employer; and

(b) things that are required or authorised to be done by or to the employer under the provisions specified in sub-paragraph (2) of this paragraph shall be done by or to the Governor.

(2) The provisions referred to in the last foregoing sub-paragraph are -

(a) subsections (2) and (3) of section 6 of the Act;

(b) the following provisions of the National Insurance (Isle of Man) (Non-participation - Certificates) Regulations, 1961 -

(i) Part 11 (Notices and Elections);

(ii) Part IV (Determination of questions by the Registrar), except so far as it relates to questions referred to the Registrar under Part 11;

(iii) Part V (Certificates);

(c) the National Insurance (Isle of Man) (Non-participation - Appeals and References) Regulations, 1961, except so far as they relate to appeals or references on questions referred to the Registrar

under Part III of the National Insurance (Isle of Man) (Non-participation - Certificates) Regulations, 1961.

Given under my hand this day of 1961.

Lieutenant Governor.

EXPLANATORY NOTE

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

This Order provides that the Governor instead of the employer shall decide whether persons who are subject to the School Teachers (Superannuation) Acts should not participate in the scheme of graduated retirements benefits provided for in the National Insurance (Isle of Man) Act, 1961, and that those things leading to the issue, variation, cancellation or surrender of certificates of non-participation, which apart from the regulations would fall to be done by or to the employe shall be done by or to the Governor.

The Order also has the effect of requiring that the Governor instead of the employer shall make to the National Insurance Fund any payment in lieu of graduated contributions which may be due when such a person leaves non-participating employment without being assured of equivalent pension benefits in respect of it.

The Order was approved by Tynwald on the day of March, 1961.