

SUBJECT:

**THE TEACHERS' SUPERANNUATION
REGULATIONS (NORTHERN IRELAND) 1998**

CIRCULAR NUMBER:

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DATE OF ISSUE:

28 December 1998

TARGET AUDIENCE:

- **Education and Library Boards;**
- **Council for Catholic Maintained Schools;**
- **Principal of all Grant-Aided Schools; and**
- **Institutes of Further Education and other interested bodies**

SUMMARY OF CONTENTS:

This Circular advises of the date on which the revised TSS(NI) Regulations take effect.

ENQUIRIES:

Any enquiries about the contents of this Circular should be addressed to:

**Mrs Esterina Large
Teachers' Superannuation Branch
Department of Education
Waterside House
75 Duke Street
LONDONDERRY
BT47 6FP**

STATUS OF CONTENTS:

Advice

RELATED DOCUMENTS:

None

SUPERSEDED DOCUMENTS:

EXPIRY DATE:

Not applicable

DENI WEBSITE:

<http://www.deni.gov.uk>

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**To: Education and Library Boards
Council for Catholic Maintained Schools
Principals of all Grant-Aided Schools
Institutions of Further Education and
Other Interested Bodies**

28 December 1998

**THE TEACHERS' SUPERANNUATION REGULATIONS
(NORTHERN IRELAND) 1998**

1. INTRODUCTION

The TSS(NI) regulations have been revised and took effect from 2 November 1998. For the most part the revised regulations merely consolidate various amendments which have been introduced since 1977.

2. DEATH GRATUITY

The gratuity payable when a member dies while in reckonable service is now twice the average annual salary. Until now the gratuity was paid to the estate of the deceased. Under the revised regulations it will be paid to the widow(er) *except* where the deceased has nominated someone else. Nomination must be in writing to Teachers' Superannuation Branch on form TP9A which can be obtained from this Branch.

3. STEPPING DOWN

Where a member, in the interests of management efficiency, steps down to a position of lesser responsibility and, therefore, lower salary, there are new provisions which give considerable (but not complete) protection to his/her superannuation benefits. Members who wish to avail of this facility must have the approval of their employers. Employers should notify Teachers' Superannuation Branch in writing within 13 weeks after the step down.

4. MISCONDUCT

A teacher who has been prohibited from teaching because of misconduct (as defined in the Teachers' Eligibility Regulations) will not be considered for award of infirmity retirement. This will also apply to teachers whose scope for teaching employment has been restricted for the same reason. It will also apply where the teacher is under investigation under the provisions of the Teachers' Eligibility Regulations.

5. PART-TIME EMPLOYEES

In calculating Pensionable Pay (Average Salary) periods of part-time employment will be treated as though they are full-time eg a teacher job-sharing during the last year of service will be credited with the full-time equivalent earnings for that year This refers to the calculation of only the Pensionable Pay. The amount of service will be what has actually been worked.

6. LUMP SUMS

These will now be calculated on the Pensionable Pay x length of service x 3/80ths.

7. PREMATURE RETIREMENT

The premature retirement scheme has not been altered by the new regulations.

8. TIME LIMITS (TRANSFERS)

There has been no change in the time limits for seeking transfer of pensionable credit from schemes which covered previous employment(s).

9. SHORT-TERM PENSION

Where a member dies and no long-term pension is payable the short-term pension benefits have been improved where there are dependent children.

10. CONTRIBUTIONS

Employers of members (other than teachers paid by the Department) are required to pay the contributions to the department within 7 days after the end of the month in which the contribution was collected or was due to be collected. Regulation G6(1). Where payment is not received interest will be chargeable at 12 per cent per annum from the 8th day to the date of payment. Regulation G6(3).

11. ENQUIRIES

Any enquiries regarding these changes should be in made in writing to Teachers' Superannuation Branch, Department of Education, Waterside House, 75 Duke Street, Londonderry BT47 6FP or by telephoning 028 71 319162 or 319163.

E LARGE (MRS)
Teachers' Superannuation Branch

