1983 No. 363

POLICE

Royal Ulster Constabulary (Amendment No. 2) Regulations 1983

Made	*7th November 1983*
Coming into operation . . .	*1st December 1983*
To be laid before Parliament	

The Secretary of State, in pursuance of section 25 of the Police Act (Northern Ireland) 1970(**a**), read with section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(**b**), and after consulting, in accordance with section 34(2) of the said Act of 1970, the Police Authority for Northern Ireland, and the Police Association for Northern Ireland and, in accordance with section 2(1) of the Police Negotiating Board Act 1980(**c**), the Police Negotiating Board for the United Kingdom, hereby, with the concurrence of the Treasury, makes the following regulations:—

Citation, commencement and effect

1.—(1) These regulations may be cited as the Royal Ulster Constabulary (Amendment No. 2) Regulations 1983.

(2) These regulations shall come into operation on 1st December 1983 and shall have effect for the purposes of regulations 3(*a*) and 5 as from 1st September 1983.

Interpretation

2. In these regulations any reference to the principal regulations is a reference to the Royal Ulster Constabulary Regulations 1973(**d**).

Pay

3. Schedule 4 to the principal regulations shall be amended as follows:—

(*a*) for Tables B and C there shall be substituted respectively the Tables set out in the Appendix to these regulations;

(*b*) in paragraph 2—

(i) in sub-paragraph (4), for the words from "Where a superintendent" to "relevant date" the second time it appears there shall be substituted the following words:—

"Where a member is promoted to or appointed in the rank of superintendent, and the aggregate amount of his pay and of his allowances under regulations 20, 21, 48 and 58 in respect of his period of service in the rank of chief inspector during the year immediately before the date of his promotion or appointment";

(ii) Sub-paragraphs (5) and (6) shall be omitted;

(iii) there shall be substituted for sub-paragraph (7) the following sub-paragraph:—

(**a**) 1970 c. 9 (N.I.) as modified by S.I. 1973/2163 and S.I. 1981/1670
(**b**) 1962 c. 7 (N.I.)
(**c**) 1980 c. 10
(**d**) S.R. & O. (N.I.) 1973 No. 31 as amended by S.R. 1976 No. 270; S.R. 1977 Nos. 233 and 237; S.R. 1979 No. 406; S.R. 1980 Nos. 353 and 465; S.R. 1981 No. 406 and S.R. 1983 No. 44

"(7) Where a member promoted to or appointed in the rank of chief inspector or inspector last served before his promotion or appointment—

(*a*) in the case of a chief inspector, in the rank of inspector;

(*b*) in the case of an inspector, in the rank of sergeant,

and had 4 or more years' reckonable service in the rank of inspector or, as the case may be, of sergeant, then his annual pay for the rank he holds shall be determined as if he had an additional year's service therein.";

(iv) there shall be substituted for sub-paragraph (8) the following sub-paragraph:—

"(8) Where a member promoted to or appointed in the rank of sergeant last served before his promotion or appointment in the rank of constable, then his annual pay for the rank of sergeant shall be determined—

(*a*) if he had 12 or more (but less than 14) years' reckonable service as a constable, as if he had an additional year's service as a sergeant;

(*b*) if he had 14 or more years' service as a constable, as if he had an additional 2 years' service as a sergeant.";

(v) in sub-paragraph (9), for the words "sub-paragraphs (4) to (8)" there shall be substituted the words "sub-paragraphs (4), (7) and (8)".

Motor vehicle allowances in respect of motor cars

4. There shall for Schedule 7 to the principal regulations be substituted the following Schedule:—

"SCHEDULE 7

1. For the purposes of regulation 52 and of this Schedule the following expressions have the meanings hereby respectively assigned to them:—

"authorised use" means the use, authorised under regulation 52, of a motor vehicle owned by the member concerned for the purposes of his duties as a member, and "period of authorised use" means the period during which such use is authorised;

"cylinder capacity" means the cylinder capacity of the engine of a vehicle calculated in accordance with the Road Vehicles (Registration and Licensing) (Northern Ireland) Regulations 1973(**a**);

"motor bicycle" means a mechanically propelled bicycle (including a motor scooter, a bicycle with an attachment for propelling it by mechanical power and a mechanically propelled bicycle used for drawing a sidecar);

"motor car" means a mechanically propelled vehicle other than a motor bicycle and, accordingly, includes a mechanically propelled tricycle;

"year" means a period of twelve months beginning on such date as may be determined by the Police Authority;

and a reference to a motor vehicle owned by a member is a reference to such a vehicle kept and used by him.

2.—(1) Subject as hereinafter provided, the amount of a motor vehicle allowance payable at the essential user's rate shall in any year comprise a fixed element and a mileage element calculated as provided in sub-paragraphs (2) and (3).

(2) The fixed element shall be calculated by reference to the number of completed months comprised in the period of authorised use for the year in question, at such annual rate as is specified by the Secretary of State by reference to the cylinder capacity of the motor car in question.

(**a**) S.R. & O. (N.I.) 1973 No. 490