1973. No. 353 **[C]**

POLICE

Royal Ulster Constabulary (Amendment) Regulations 1973

REGULATIONS, DATED 17TH SEPTEMBER 1973, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 25 OF THE POLICE ACT (NORTHERN IRELAND) 1970.

The Ministry of Home Affairs for Northern Ireland, with the concurrence of the Ministry of Finance and on behalf of the Secretary of State, and in exercise of the powers conferred on it by section 25 of the Police Act (Northern Ireland) 1970(**a**) and of every other power enabling it in that behalf and after consulting, in accordance with section 34(2) of the said Act, the Police Authority and the Police Association and, in accordance with section 4 of the Police Act 1969(**b**), the Police Council for the United Kingdom, hereby makes the following Regulations:—

Citation and commencement

1.—(1) These Regulations may be cited as the Royal Ulster Constabulary (Amendment) (No. 2) Regulations 1973.

(2) These Regulations shall come into operation on 18th September 1973 and shall have effect—

(*a*) for the purposes of Regulations 1, 2 and 6 from 1st April 1973;

(*b*) for the purposes of Regulations 3, 4 and 5 from 1st September 1973.

Interpretation

2. In these Regulations the expression "Principal Regulations" means the Royal Ulster Constabulary Regulations 1973(**c**).

Amendments to Regulation 28 of the Principal Regulations

3. For paragraphs (3) and (4) of Regulation 28 of the Principal Regulations (scales and conditions of pay) there shall be substituted the following paragraphs:—

"(3) Any member who on 31st May 1970 was on a scale of pay related to a rank then applicable as set out in Schedule IV to the Royal Ulster Constabulary Pay Regulations 1970(**d**) (otherwise than in a temporary capacity, in which case the scale of pay for his substantive rank was applicable) and who on 17th September 1973 had not elected to be paid in accordance with the scales and conditions provided for in Regulation 5(1) of those Regulations may elect to be paid either—

(*a*) in accordance with the appropriate scale in Part III of Schedule 4 to these Regulations; or

(*b*) in accordance with the scales and conditions provided for in paragraph (1),

so, however, that when a member elects to be paid under the provisions of sub-paragraph (*b*) he may not thereafter elect to be paid under the provisions of sub-paragraph (*a*).

(**a**) 1970. c. 9 (N.I.).
(**b**) 1969. c. 63.
(**c**) S.R. & O. (N.I.) 1973, No. 31.
(**d**) S.R. & O. (N.I.) 1970, No. 205

(4) Where the election as specified in paragraph (3) is made on or after 18th September 1973 such election shall be deemed to have effect from such date as may be specified by the member, not being a date earlier than 1st September 1973."

Substitution of Schedule 4 to the Principal Regulations

4. For Schedule 4 to the Principal Regulations (pay) there shall be substituted the Schedule set out in Appendix 1.

Amendments to Schedule 5 to the Principal Regulations

5.—(1) After paragraph 1 of Schedule 5 to the Principal Regulations (detective-duty and supplementary detective allowances) there shall be inserted the following paragraph:—

"(1A) The annual aggregate rate of pay and of detective duty allowance payable to a member holding the rank of superintendent shall not exceed by more than £250 what it would have been had the Royal Ulster Constabulary (Amendment) (No. 2) Regulations 1973 not been made; and where, in the case of such a member, the rate of detective-duty allowance specified in paragraph 1 is not consistent with the foregoing provision, paragraph 1 shall have effect as if for the specified rate there were substituted such lower rate as is so consistent."

(2) For Tables A and B in the said Schedule 5 there shall be substituted the Tables set out in Appendix 2.

Amendment to Schedule 6 to the Principal Regulations

6. For the Table in Schedule 6 to the Principal Regulations (subsistence, refreshment and lodging allowances) there shall be substituted the Table set out in Appendix 3.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 17th day of September 1973.

(L.S.) *E. N. Barry,*
Assistant Secretary.

The Ministry of Finance on behalf of the Secretary of State hereby concurs in the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 19th day of September 1973.

(L.S.) *C. F. Darling,*
Assistant Secretary.
Ministry of Finance.

APPENDIX 1 Regulation 28

Schedule substituted for Schedule 4 to the Principal Regulations

SCHEDULE 4

PAY

PART I

Scales of pay for men

1.—(1) The annual pay of a man holding a rank referred to in the following Tables A and B shall, subject as hereinafter in this Schedule provided, be determined in accordance with the appropriate scale set out in those Tables.

TABLE A

with effect from 1st July 1972

Service in the rank	*Ranks and rates of annual pay*		
	Chief Constable	*Deputy Chief Constable*	*Assistant Chief Constable*
	£	£	£
Under 1 year . . .	8,580	6,435	5,577
After 1 year . . .	8,841	6,633	5,748
After 2 years . . .	9,102	6,828	5,919
After 3 years . . .	9,363	7,023	6,087

A member to whom Table A applies who on 30th June 1972 was on a pay point other than the minimum of the scale appropriate to his rank shall enter the appropriate scale in the said Table on 1st July 1972 at the pay point immediately prior to that at which he was placed on his former scale of pay.

TABLE B

with effect from 1st September 1973

Rank	*Annual pay*			
	Before completing 1 year of service in the rank	*After 1 year of service in the rank*	*After 2 years of service in the rank*	*After 3 years of service in the rank*
	£	£	£	£
Chief Superintendent .	4,509	4,662	4,815	4,968
Chief Inspector . .	2,994	3,090	3,183	3,282
Inspector	2,625	2,715	2,817	2,913
Sergeant	2,235	2,322	2,403	2,490

(2) Subject to sub-pargraph (3), for the purpose of determining the annual pay of a chief superintendent who had completed 1 or more years' service in that rank before 1st September 1972—

(*a*) if he had completed only one year of service in the rank before that date, that completed year shall be disregarded;

(*b*) if his completed years of service in the rank before that date were 2 or more, account shall be taken of only one of such completed years.

(3) Except in the case of such a member as aforesaid, the annual pay of a chief superintendent who on 1st September 1972 was assigned to duties designated for the purposes hereof by the Ministry shall be determined without regard to the provisions of sub-paragraph (2) but subject to the provisions of this sub-paragraph, that is to say—

(*a*) if on the said date his old annual pay was £3,846 but he had less than a year's service in the rank, he shall be treated as if he had an additional year's service therein;

(*b*) if on the said date his old annual pay was £3,975 but he had less than 2 years' service in the rank, he shall be treated as if he had completed 2 years' service on the date which he completed a year's service therein;

(*c*) if on both the said date and the 31st January 1973 his old annual pay was £4,101, his annual pay shall be £4,968;

(*d*) if on the 31st January 1973 his old annual pay was £4,230 his annual pay shall be £5,037.

For the purposes of this sub-paragraph "old annual pay" means annual pay determined as though the Royal Ulster Constabulary Regulations 1973 had not been made.

2.—(1) The annual pay of a man holding the rank of superintendent shall, subject as hereinafter provided, be determined in accordance with the following Table C:—

TABLE C

with effect from 1st September 1973

Service	*Annual pay*
	£
Before completing 1 year of service .	3,645
After 1 year of service . . .	3,759
After 2 years of service . . .	3,870
After 3 years of service . . .	3,987
After 4 years of service . . .	4,101
After 5 years of service . . .	4,218

(2) Subject to sub-paragraphs (3) and (4), for the purpose of determining the annual pay of a superintendent who had completed 1 or more years' service in that rank before 1st September 1972—

(*a*) if his completed years of service in that rank before that date did not exceed 2, the first such completed year shall be disregarded;

(*b*) if his completed years of service in that rank before that date were 3 or more, account shall be taken of 2 only of such completed years.

(3) Where a superintendent has completed 4 or more years' service in the rank of chief inspector and the Ministry approves the application of this sub-paragraph in his case, his annual pay shall be determined without regard to the provisions of sub-paragraph (2) but subject to the provisions of this sub-paragraph, that is to say, his annual pay before completing 1 year's service in the rank of superintendent shall be £3,759 instead of £3,645.

(4) The annual pay of a superintendent who, immediately before 1st September 1972, held the rank of superintendent, class I, shall be determined without regard to sub-paragraph (2) but subject to the provisions of this sub-paragraph, that is to say—

(*a*) if on the 31st January 1973 he had not completed 3 years' service in the rank of superintendent, he shall be treated as if he had an additional 3 years' service therein;

(*b*) if on the said date he had completed 3 or more years service in that rank, his annual pay shall be £4,266.

3.—(1) The annual pay of a man holding the rank of constable shall be determined by reference to his reckonable service in accordance with the standard scale set out in the second column of Table D of this Part except that this sub-paragraph shall not apply where he was serving as a member immediately before 27th May 1971 and has so served so continuously on and after that date; and in such case his annual pay shall be determined in accordance with sub-paragraph (2).

(2) Where sub-paragraph (1) does not apply, the annual pay of a man holding the rank of constable shall be determined by reference to his reckonable service in accordance with the transitional scale appropriate to his age on the date on which he became a member, set out in the third, fourth, fifth or sixth column of Table D of this Part:

Provided that in a case in which the provisions of sub-paragraph (3) or of sub-paragraphs (4) and (5) apply, this sub-paragraph shall have effect subject to the provisions in question.

(3) The provisions of this sub-paragraph shall apply in the case of a man who has not served continuously as a member since he first became such a member and in such case the man shall be treated for the purposes of sub-paragraph (2) and the transitional scales set out in Table D of this Part as if he had become a member on such date, that, if he had served continuously as such a member, he would have the same reckonable service as he in fact has.

(4) The provisions of this sub-paragraph and of sub-paragraph (5) shall apply in the case of a man who has served continuously as a member since he first became such a member unless he is a man whose period of reckonable service began—

(*a*) on a birthday;

(*b*) after 1st March 1967, if he had attained the age of 22 years before his period of reckonable service began; or

(*c*) on or before 1st March 1967, if he had attained the age of 22 years on or before that date, and—

(i) had not completed a year's, or 2 or 3 years', reckonable service on a day of the year ending immediately before that date, being a day falling after his birthday in that year, or

(ii) had not completed a year's reckonable service or had completed 4 or more years' reckonable service on or before 1st March 1967;

and a man to whom this sub-paragraph applies who has had one or more birthdays falling within his period of reckonable service shall be treated for the purposes of sub-paragraph (2) and the transitional scales set out in Table D of this Part as if he had completed a year of such service on the date of his first birthday falling within that period.

(5) The annual pay of a man to whom sub-paragraph (4) applies who, by virtue thereof, is treated as having completed 2 years of reckonable service shall be restricted until he in fact completes 2 years of such service—

(*a*) if he had not attained the age of 21 years on or before the date on which he first became a member, to £1,512;