
 STATUTORY INSTRUMENTS

1966 No. 1000

POLICE

The Police Pensions (Amendment) (No. 2) Regulations 1966

Laid before Parliament in draft

Made - - - - - 9th August 1966

Coming into Operation- - - 5th October 1966

In exercise of the powers conferred on me by sections 1 and 3 of the Police Pensions Act 1948(a), as extended by section 43 of the Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951(b), sections 29B(4) and 33B of the Police (Scotland) Act 1956(c) (as amended by the Police Act 1964(d)), section 5(3) of the Overseas Service Act 1958(e) and Schedule 2 thereto, section 1(1) of the Police Pensions Act 1961(f), and sections 40, 43(4) and 45(4) of the Police Act 1964 and Schedule 6 thereto, and after consultation with the Police Council for Great Britain, I hereby, with the consent of the Treasury, make the following Regulations, a draft of which has been laid before Parliament and has been approved by resolution of each House of Parliament:—

1.—(1) For paragraph (4)(a) of Regulation 4 of the principal Regulations (which, by virtue of section 87 of the National Insurance (Industrial Injuries) Act 1965(g), provides that any relevant injury benefit payable under that Act shall be taken into account for the purposes of determining entitlement to, and the amount of, a supplemental pension) there shall be substituted the following provision:—

“(a) any injury benefit payable under the National Insurance (Industrial Injuries) Act 1965 which relates to the relevant injury together with, where he ceases to be a member of a police force on or after 6th October 1966, any supplement payable therewith under section 2 of the National Insurance Act 1966(h);”.

(2) For paragraph (4)(c) of the said Regulation 4 (which, by virtue of section 117 of the National Insurance Act 1965(i), provides that any sickness benefit payable under that Act on retirement shall be taken into account for the purposes aforesaid) there shall be substituted the following provision:—

“(c) any sickness benefit payable under the National Insurance Act 1965, until the first day after his retirement which is not or is deemed not to be a day of incapacity for work under section 20 of that Act or regulations made thereunder, together with, where he ceases to be a member of a police force on or after 6th October 1966, any supplement thereto payable under section 2 of the National Insurance Act 1966; and”.

(a) 1948 c. 24.
 (c) 1956 c. 26.
 (e) 1958 c. 14.
 (g) 1965 c. 52.

(b) 1951 c. 65.
 (d) 1964 c. 48.
 (f) 1961 c. 35.
 (h) 1966 c. 6.

(i) 1965 c. 51.

2. For Regulation 11(3) of the principal Regulations (which, as set out in Regulation 1 of the Police Pensions (Amendment) Regulations 1965(a), relates to the discretionary increase of a widow's ordinary pension) there shall be substituted the following provisions:—

“(3) Subject to paragraph (4), a pension increased under this Regulation shall be payable at a rate increased by 112s. 6d. a week for the first 26 weeks that the pension is payable and thereafter during the periods and in the conditions set out in Part VI of Schedule 2 at a rate increased by 80s. 0d. a week:

Provided that where a pension calculated in accordance with Scheme II of Part II of Schedule 2 is increased under this Regulation, the increased pension shall not be at a higher rate than it would have been if it had been calculated in accordance with Scheme I of the said Part II and increased in accordance with the provisions of this Regulation.

(4) Where the husband died before 6th July 1966 paragraph (3) shall have effect as if the reference therein to a period of 26 weeks were a reference to a period of 13 weeks.”.

3. For Regulation 13(3) of the principal Regulations (which, as set out in Regulation 2 of the Police Pensions (Amendment) Regulations 1965, relates to the discretionary increase of a widow's special pension) there shall be substituted the following provisions:—

“(3) Subject to paragraph (4), the weekly amount up to which the pension may be increased shall be a sixth of her husband's average pensionable pay for a week, increased in accordance with Part XI of these Regulations, together with, for the first 26 weeks that the pension is payable, 112s. 6d. a week and thereafter, during the periods and in the conditions set out in Part VI of Schedule 2, 80s. 0d. a week.

(4) Where the husband died before 6th July 1966 paragraph (3) shall have effect as if the reference therein to a period of 26 weeks were a reference to a period of 13 weeks.”.

4. For paragraph 1(d) of Part VI of Schedule 2 to the principal Regulations (which relates to the periods for which a discretionary increase in a widow's pension is payable) there shall be substituted the following provision:—

“(d) any period during which the widow is incapable of self-support within the meaning of section 34(6)(a) of the National Insurance (Industrial Injuries) Act 1965, by reason of any infirmity which rendered her so incapable at the expiry of the period specified in sub-paragraph (c) or—

- (i) where the husband died before 5th July 1948, on that date;
- (ii) where the husband died on or after 5th July 1948 but before 6th July 1966, at the expiry of the first 13 weeks that the pension is payable; or
- (iii) where the husband died on or after 6th July 1966, at the expiry of the first 26 weeks that the pension is payable;”.

5. In these Regulations any reference to the principal Regulations is a reference to the Police Pensions Regulations 1962(b), as amended(c).

(a) S.I. 1965/585 (1965 I, p. 1835).

(b) S.I. 1962/2756 (1962 III, p. 3785).

(c) The relevant amending instrument is S.I. 1965/585 (1965 I, p. 1835).

6. These Regulations may be cited as the Police Pensions (Amendment) (No. 2) Regulations 1966 and shall come into operation on 5th October 1966.

Roy Jenkins,
One of Her Majesty's Principal
Secretaries of State.

4th August 1966.

We consent,

Harry Gourlay,
E. Alan Fitch,
Two of the Lords Commissioners of
Her Majesty's Treasury.

9th August 1966.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Police Pensions Regulations 1962.

Regulation 1 provides that where, for the purpose of determining entitlement to, or the amount of, a policeman's supplemental pension, account is taken of any national insurance injury or sickness benefit, account shall also be taken of any supplement to that benefit payable under section 2 of the National Insurance Act 1966.

Regulations 2 and 3 provide that a discretionary increase in a widow's pension shall be paid at the higher weekly rate prescribed by the 1962 Regulations for 26 weeks, instead of 13 weeks, where the husband died on or after 6th July 1966.

Regulation 4 is consequential on Regulations 2 and 3.