

1969 No. 1849

POLICE

The Police Pensions (Amendment) (No. 3) Regulations 1969

*Laid before Parliament in draft**Made* - - - 19th December 1969*Coming into Operation* 1st January 1970

In exercise of the powers conferred on me by sections 1 and 3 of the Police Pensions Act 1948(a) (read with Article 2(1) of the Minister for the Civil Service Order 1968(b)), as extended and amended by section 43 of the Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951(c), section 5(3) of the Overseas Service Act 1958(d) and Schedule 2 thereto, section 1(1) of the Police Pensions Act 1961(e), sections 40, 43(4), 45(4) and 63 of the Police Act 1964(f) and Schedules 6 and 9 thereto, and sections 35 and 38(4) of the Police (Scotland) Act 1967(g), and after consultation with the Police Council for Great Britain, I hereby, with the consent of the Minister for the Civil Service, 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. These Regulations may be cited as the Police Pensions (Amendment) (No. 3) Regulations 1969 and shall come into operation on 1st January 1970.

2. For Regulation 14(1) of the Police Pensions Regulations 1966(h), as amended (i), (which relates to a widow's augmented award where her husband's death results from an attack or an injury received in effecting an arrest or preventing an escape or rescue) there shall be substituted the following provision:—

“14.—(1) This Regulation shall apply to a widow of a member of a police force whose death is the result of an injury received without his own default in the execution of his duty where—

(a) he was attacked by a person or persons in a manner which, in the opinion of the police authority, was intrinsically likely to cause death and death ensued, on or after 5th July 1948, as a result of the attack, or

(a) 1948 c. 24.

(b) S.I. 1968/1656 (1968 III, p. 4485).

(c) 1951 c. 65.

(d) 1958 c. 14.

(e) 1961 c. 35.

(f) 1964 c. 48.

(g) 1967 c. 77.

(h) S.I. 1966/1582 (1966 III, p. 4894).

(i) The relevant amending instrument is S.I. 1968/530 (1968 I, p. 1269).

- (b) the injury was received in the course of duties performed, in the opinion of the police authority, for the immediate purpose of effecting an arrest or of preventing an escape or rescue from legal custody and death ensued on or after 1st August 1964, or
- (c) the injury was received in the course of duties performed, in the opinion of the police authority—
- (i) for the immediate purpose of saving the life of another person or of preventing loss of human life, and
 - (ii) in circumstances in which there was an intrinsic likelihood of his receiving a fatal injury, and death ensued on or after 1st January 1970.”.

James Callaghan,

One of Her Majesty's Principal
Secretaries of State.

19th December 1969.

Consent of the Minister for the Civil Service given under his Official Seal on 19th December 1969.

(L.S.)

K. H. McNeill,
Authorised by the
Minister for the Civil Service.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend Regulation 14 of the Police Pensions Regulations 1966, under which a widow qualifies for an augmented award where her husband's death results from an attack or an injury received in specified circumstances, to cover the case in which the husband's death results from an injury received while saving, or preventing loss of, human life.