

1970 No. 1659

**POLICE**

**The Police (Amendment) (No. 4) Regulations 1970**

*Made* - - - - - 5th November 1970  
*Laid before Parliament* 17th November 1970  
*Coming into Operation* 20th November 1970

In exercise of the powers conferred on me by section 33 of the Police Act 1964(a), and after consulting the Police Council for the United Kingdom in accordance with section 4(4) of the Police Act 1969(b), I hereby make the following Regulations :—

**PART I**

**CITATION, OPERATION ETC.**

1. These Regulations may be cited as the Police (Amendment) (No. 4) Regulations 1970.

2. These Regulations shall come into operation on 20th November 1970, and shall have effect as follows, that is to say—

- (a) for the purposes of Part II thereof, as from that date ;
- (b) for the purposes of Part III thereof, as from 1st July 1970, and
- (c) for the purposes of Part IV thereof, as from 1st June 1970.

3. In these Regulations any reference to the principal Regulations is a reference to the Police Regulations 1968(c), as amended (d).

**PART II**

**PROVISIONS TAKING EFFECT AS FROM 20TH NOVEMBER 1970**

4.—(1) For the Table in paragraph 1 of Schedule 2 to the principal Regulations (annual leave) there shall be substituted the following Table :—

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|---|------------------------|
| <p>(a) 1964 c. 48.<br/>         (c) S.I. 1968/26 (1968 I, p. 38).<br/>         (d) The relevant amending instruments are S.I. 1969/137, 1970/66, 417, 601 (1969 I, p. 369; 1970 I, pp. 375, 1446 &amp; 1923).</p> | <p>(b) 1969 c. 63.</p> |
|---|------------------------|

"TABLE

Rank	Annual leave		
	Under 10 years relevant service	10 or more years' relevant service	17 or more years' relevant service
Constable ... ..	18 days	21 days	23 days
Sergeant (other than, in the metropolitan police force, station sergeant or first class sergeant (C.I.D.) ... ..	20 days	23 days	23 days
Station sergeant or first class sergeant (C.I.D.) in the metropolitan police force ... ..	22 days	25 days	25 days
Inspector ... ..	23 days	26 days	26 days
Chief Inspector ... ..	26 days	29 days	29 days
Superintendent ... ..	42 days	48 days	48 days
Any rank higher than that of superintendent ... ..	Not less than 42 days	Not less than 48 days	Not less than 48 days"

(2) For sub-paragraph (2) of the said paragraph 1 there shall be substituted the following provision :—

"(2) In a leave year which began before 1st September 1970, this paragraph shall have effect in relation to a member of a police force holding a rank below that of superintendent as if each of the periods of annual leave set out in the above Table were decreased by a day."

### PART III

#### PROVISIONS TAKING EFFECT AS FROM 1ST JULY 1970

5. For Regulation 36(3) of the principal Regulations (application of Regulation 35 to members of regional crime squads) there shall be substituted the following provision :—

"(3) Where a member of a police force to whom this Regulation applies does not move his home, then, Regulation 35 shall have effect in relation to him—

(a) as if for paragraph (1)(a)(iii) there were substituted the following provision :—

"(iii) in the opinion of the appropriate committee of chief officers of police, is not so living for the sole reason that he could not conveniently return daily to the family home ;"

(b) as if in paragraph (1)(b) for the words "chief officer" there were substituted the words "appropriate committee of chief officers" ;

(c) as if in paragraph (1) for the words "30 months" there were substituted the words "24 months" ;

(d) as if for paragraph (2)(a) and (b) there were substituted the following provision)—

“if he were living with his family or, as the case may be, in his former accommodation” ;

(e) where he is a widower with a child or children or a married man and, if he were a member of the police force in which he is for the time being living and entitled to a flat rate allowance under Regulation 34, that allowance would be payable at a higher rate than 67s. 0d. a week, as if for the reference in paragraph (3)(b) to the rate of 67s. 0d. a week there were substituted a reference to that higher rate.”.

**6.—**(1) For paragraphs (1) and (2) of Regulation 40 of the principal Regulations (removal allowance) there shall be substituted the following provisions:—

“(1) Where a member of the police force moves his home otherwise than on voluntary transfer from one force to another, and the removal is, in the opinion of the chief officer of police, due to the exigencies of police duty or is made at the request of the chief officer of police and is, in his opinion, in the interests of the efficiency of the force, the police authority—

(a) shall either reimburse the reasonably incurred cost of removal or carry out the removal ;

(b) shall, where the member was the owner of his former home, reimburse expenses reasonably incurred by him in connection with the disposal thereof ;

(c) shall, where the member is the owner of his new home, reimburse expenses reasonably incurred by him in connection with the acquisition thereof if—

(i) he was the owner of his former home, or

(ii) the police authority, after consulting the chief officer of police, are satisfied that he could neither have been provided with a suitable house or quarters nor have been reasonably expected to find suitable rented accommodation within a reasonable distance of his normal place of duty,

so, however, that where the police authority are of opinion that the member could have acquired a suitable home for a consideration less than that actually paid, they may restrict the reimbursement of expenses directly related to the consideration paid by him to expenses which would have been reasonably incurred had he paid that lesser consideration.

(2) Where a member of a police force moves his home on voluntary transfer from one force to another, the police authority of the force to which he transfers—

(a) may either reimburse the reasonable cost of removal or carry out the removal ;

(b) may, in the circumstances mentioned in paragraph (1)(b), reimburse the expenses there mentioned ;

(c) may, in the circumstances and subject to the conditions mentioned in paragraph (1)(c), reimburse the expenses there mentioned.”.

(2) At the end of the said Regulation 40 there shall be added the following provision :—

“(7) In this Regulation—

- (a) any reference to an owner of any property is a reference to an occupier thereof whose interest therein is either a freehold interest or a leasehold interest which is neither a yearly or shorter tenancy nor a furnished tenancy, and
- (b) any reference to expenses incurred in connection with the disposal or acquisition of any property shall be construed as including, in particular, estate agent's, auctioneer's and solicitor's fees and expenses in connection with the redemption, transfer or taking out of a mortgage.”.

#### PART IV

##### PROVISIONS TAKING EFFECT AS FROM 1ST JUNE 1970

7. In Regulation 35(3) of the principal Regulations (supplementary rent allowance)—

- (a) for the rate “35s. 0d.” there shall be substituted the rate “47s. 0d.”, and
- (b) for the rate “50s. 0d.” there shall be substituted the rate “67s. 0d.”.

8. Regulation 36(3)(c) of the principal Regulations (application of Regulation 35 to members of regional crime squads) shall have effect as respects the period ending immediately before 1st July 1970 (from which date Regulation 5 of these Regulations has effect) as if for the reference to the rate of 50s. 0d. a week, in both places where it occurs, there were substituted a reference to the rate of 67s. 0d. a week.

9.—(1) For paragraph (2) of Regulation 43 of the principal Regulations (plain clothes allowances) there shall be substituted the following provision :—

“(2) A plain clothes allowance payable under paragraph (1) shall be payable at the rate of—

- (a) £57 a year, in the case of a superintendent ;
- (b) £54 a year, in the case of an inspector ;
- (c) £48 a year, in the case of a sergeant ;
- (d) £45 a year, in the case of a constable.”.

(2) For paragraph (4) of the said Regulation 43 there shall be substituted the following provision :—

“(4) A plain clothes allowance payable under paragraph (3) shall be payable at the rate of—

- (a) 6d. an hour, in the case of an inspector ;
- (b) 5½d. an hour, in the case of a sergeant ;
- (c) 5d. an hour, in the case of a constable.”.

10. In paragraph 4(2)(d) of Schedule 11 to the principal Regulations (application of Regulation 35 to university scholars) for the rate "50s. 0d.", in both places where it occurs, there shall be substituted the rate "67s. 0d.".

*R. Maudling.*

One of Her Majesty's Principal  
Secretaries of State.

Home Office,  
Whitehall.

5th November 1970.

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations amend the Police Regulations 1968.

Part II relates to annual leave. Subject to transitional provision applicable to the current leave year where that began before 1st September 1970, it increases by three days the period of annual leave of a member of a police force who holds a rank below that of superintendent.

Part III relates to rent allowances and removal allowances and has effect from 1st July 1970. Regulation 5 amends the provisions of Regulation 36 of the 1968 Regulations relating to the payment of supplementary rent allowances to members of regional crime squads and applies these provisions to unmarried members. Regulation 6 amends the provisions of Regulation 40 of the 1968 Regulations relating to members of police forces who move home and under which a police authority are in some circumstances required, and in other circumstances have a discretion, to carry out removals or reimburse removal expenses. Where a member of a police force owns his own home, they are required or empowered, in the like circumstances, to reimburse the member expenses reasonably incurred by him in disposing of his old home or, where certain conditions are fulfilled, in acquiring his new home.

Part IV, which has effect from 1st June 1970, increases the rates of supplementary rent and plain clothes allowances.

The provision that Parts III and IV shall have retrospective effect is contained in Regulation 2 (made in exercise of the power conferred by section 33(4) of the Police Act 1964).

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