
STATUTORY INSTRUMENTS

1974 No. 759

The Police (Compensation) Regulations 1974

PART VI

ADJUSTMENT, REVIEW AND COMPOUNDING OF COMPENSATION

Reduction of compensation in certain cases

28.—(1) If under the Police Pensions Regulations any benefit payable to a person under those Regulations would have, been subject to reduction or suspension on his taking up other specified employment, any retirement compensation to which he is entitled for loss of office as a member of a police force or diminution of emoluments shall, where such an employment is taken up, be reduced or suspended in the like manner and to the like extent.

(2) There shall be deducted from any long-term compensation or retirement compensation payable to any person any contributory payments remaining unpaid at the date when he suffered loss of office that are not recovered in accordance with the provisions of the Police Pensions Regulations.

(3) Where in any week a person entitled to long-term compensation for loss or diminution of emoluments is also entitled to a National Insurance benefit, there shall be deducted from the long-term compensation payable in respect of that week a sum equal to the amount by which the aggregate of—

- (i) the National Insurance benefit that would be payable in respect of that week if calculated at the rate applicable at the date of loss or diminution, and
- (ii) the weekly rate at which the long-term compensation would be payable but for this Regulation, exceeds two-thirds of the weekly rate of the emoluments of the office which he has lost or in which the emoluments have been diminished.

(4) No deduction shall be made under paragraph (3) insofar as—

- (a) an equivalent sum is deducted from the emoluments of his current employment, and
 - (b) that deduction from those emoluments has not occasioned an increase in his long-term compensation.
- (a) (5) (a) In paragraph (2) the expression “contributory payments” in relation to any person means any payments which he undertook to make under the Police Pensions Regulations for the purpose of qualifying for benefits in respect of previous service or for an improved widow's pension.
- (b) In paragraph (3) the expression “weekly rate” means seven-three hundred and sixty-fifths of the relevant annual rate, and the expression “National Insurance benefit” means any unemployment, sickness, invalidity or injury benefit or retirement pension payable under any enactment relating to National Insurance, other than a benefit claimable by him in respect of a dependant.