

1983 No. 1349

POLICE

The Police (Amendment) (No. 2) Regulations 1983

<i>Made</i>	- - - - -	1st September 1983
<i>Laid before Parliament</i>		13th September 1983
<i>Coming into Operation</i>		10th October 1983

In exercise of the powers conferred upon me by section 33 of the Police Act 1964(a) and after taking into account the recommendations made by the Police Negotiating Board for the United Kingdom and furnishing the said Board with a draft of the Regulations in accordance with section 2(1) of the Police Negotiating Board Act 1980(b), I hereby make the following Regulations:—

1. These Regulations may be cited as the Police (Amendment) (No. 2) Regulations 1983.

2. These Regulations shall come into operation on 10th October 1983 and shall have effect for the purposes of Regulations 4(a) and 6 as from 1st September 1983.

3. In these Regulations any reference to the principal Regulations is a reference to the Police Regulations 1979(c).

4. Schedule 5 to the principal Regulations (scales of pay) shall be amended as follows:—

(a) for Tables A and B there shall be substituted respectively the Tables set out in Schedule 1 to these Regulations;

(b) in paragraph 1—

(i) in sub-paragraph (5), for the words from “Where a superintendent” to “relevant date” the second time it appears there shall be substituted the following words:—

“Where a member is promoted to or appointed in the rank of superintendent, and the aggregate amount of his pay and of his allowances under Regulations 26, 27, 55 and 67 in respect of his period of service in the rank of chief inspector during the year immediately before the date of his promotion or appointment”;

(a) 1964 c. 48.

(b) 1980 c. 10.

(c) S.I. 1979/1470; the relevant amending instruments are S.I. 1980/405, 1455, 1981/41, 1982/1486.

(ii) there shall be substituted for sub-paragraphs (6) to (10) the following provision:—

“(6) Where a member promoted to or appointed in the rank of chief inspector or inspector last served before his promotion or appointment—

(a) in the case of a chief inspector, in the rank of inspector;

(b) in the case of an inspector, in the rank of sergeant,

and had 4 or more years' reckonable service in the rank of inspector or, as the case may be, of sergeant, then his annual pay for the rank he holds shall be determined as if he had an additional year's service therein.

(7) Where a member promoted to or appointed in the rank of sergeant last served before his promotion or appointment in the rank of constable, then his annual pay for the rank of sergeant shall be determined—

(a) if he had 12 or more (but less than 14) years' reckonable service as a constable, as if he had an additional year's service as a sergeant;

(b) if he had 14 or more years' service as a constable, as if he had an additional 2 years' service as a sergeant.

(8) In sub-paragraphs (5) to (7) any reference to a member's reckonable service in any rank is a reference to the service reckonable for the purposes of his scale of pay in the rank including any additional service reckonable by virtue of this paragraph, paragraph 2(4) or otherwise.”.

5. There shall for Schedule 8 to the principal Regulations (motor vehicle allowances in respect of motor cars) be substituted the provision set out in Schedule 2 to these Regulations.

6. In paragraph 1 of Schedule 11 to the principal Regulations (dog handler's allowance) there shall be substituted, in sub-paragraph (1)(a), for the words “£432” the words “£468”, and, in sub-paragraph (1)(b), for the words “£585” the words “£633”.

Home Office.
1st September 1983.

Leon Brittan,
One of Her Majesty's Principal
Secretaries of State.

Regulation 4

SCHEDULE 1

TABLES SUBSTITUTED FOR TABLES IN SCHEDULE 5 TO THE PRINCIPAL
REGULATIONS WITH EFFECT FROM 1ST SEPTEMBER 1983

TABLE A

Rank	Service in Rank	Annual pay	
		London	Provinces
Chief superintendent	Less than 1 year	£ 20,553	£ 20,124
	After 1 year	20,817	20,409
	After 2 years	21,288	20,868
	After 3 years	21,750	21,336
Superintendent	Less than 1 year	19,323	18,102
	After 1 year	19,482	18,564
	After 2 years	19,638	19,026
	After 3 years	19,959	19,656
Chief Inspector	Less than 1 year	13,863	13,230
	After 1 year	14,208	13,602
	After 2 years	14,571	13,971
	After 3 years	14,961	14,346
	After 4 years	15,348	14,718
Inspector	Less than 1 year	12,279	11,652
	After 1 year	12,621	12,018
	After 2 years	13,071	12,489
	After 3 years	13,470	12,858
	After 4 years	13,863	13,230
Sergeant	Less than 1 year	10,155	10,155
	After 1 year	10,620	10,620
	After 2 years	10,992	10,992
	After 3 years	11,361	11,361
	After 4 years	11,652	11,652

TABLE B
ANNUAL PAY OF CONSTABLES

Reckonable service	Annual pay
	£
Before completing 1 year of service	6,708
After 1 year of service	7,173
After 2 years of service	8,010
After 3 years of service	8,199
After 4 years of service	8,472
After 5 years of service	8,760
After 6 years of service	9,042
After 7 years of service	9,321
After 8 years of service	9,597
After 12 years of service	10,155
After 15 years of service	10,620

SCHEDULE 2

Regulation 5

PROVISION SUBSTITUTED FOR SCHEDULE 8 TO THE PRINCIPAL REGULATIONS

"Regulation 58

SCHEDULE 8

MOTOR VEHICLE ALLOWANCES

1. For the purposes of Regulation 58 and this Schedule the following expressions have the meanings hereby respectively assigned to them:—

"authorised use" means the use, authorised under Regulation 58, of a motor vehicle owned by the member of a police force concerned for the purposes of his duties as a member of that force or, where he has been statutorily transferred from one force to another force, as a member of either of those forces, and "period of authorised use" means the period during which such use is authorised;

"cylinder capacity" means the cylinder capacity of the engine of a vehicle calculated in accordance with the regulations from time to time in force under the Vehicles (Excise) Act 1971(a);

"motor bicycle" means a mechanically propelled bicycle (including a motor scooter, a bicycle with an attachment for propelling it by mechanical power and a mechanically propelled bicycle used for drawing a sidecar);

"motor car" means a mechanically propelled vehicle other than a motor bicycle and, accordingly, includes a mechanically propelled tricycle;

"year" means a period of twelve months beginning on such date as may be determined by the police authority;

and a reference to a motor vehicle owned by a member of a police force is a reference to such a vehicle kept and used by him.

2.—(1) Subject as hereinafter provided, the amount of a motor vehicle allowance payable at the essential user's rate shall in any year comprise a fixed element and a mileage element calculated as provided in sub-paragraphs (2) and (3).

(a) 1971 c. 10.

(2) The fixed element shall be calculated by reference to the number of completed months comprised in the period of authorised use for the year in question, at such annual rate as is specified by the Secretary of State by reference to the cylinder capacity of the motor car in question.

(3) The mileage element shall be calculated in relation to authorised use at such rate as is specified by the Secretary of State by reference to the cylinder capacity of the motor car in question, and for that purpose he may so specify—

(a) a basic rate, in relation to authorised use not exceeding such mileage as is specified by him ("the basic mileage"), and

(b) a reduced rate in relation to authorised use in excess of the basic mileage.

(4) Where in any year a motor vehicle allowance is payable at the essential user's rate it shall be payable in such instalments, in advance or in arrears, as the police authority may determine; but when the amount of the allowance for that year is finally calculated, any over-payment shall be recoverable.

(5) Where in any year a motor vehicle allowance is payable at the essential user's rate to a member of a police force and the member is on sick leave, or maternity leave, or the motor car in question is out of order, for a continuous period of four or more weeks in that year the allowance shall be reduced by such amount as the police authority, with the approval of the Secretary of State, determines appropriate in all the circumstances.

(6) Where in any year a motor vehicle allowance is payable at the essential user's rate but the period of authorised use is a fraction only of that year, sub-paragraph (3) shall have effect as if for the reference to the basic mileage there were substituted a reference to the corresponding fraction of that mileage; and for the purposes of this paragraph the monthly rate of the fixed element of such an allowance so payable shall be taken to be a twelfth of the annual rate.

3. The amount of a motor vehicle allowance payable at the casual user's rate shall in any year be an amount calculated in relation to the mileage of authorised use in that year at such rate as is specified by the Secretary of State by reference to that mileage and the cylinder capacity of the motor car in question, except that where the amount of the allowance would be less if it were calculated at the essential user's rate, it shall be of an amount calculated in accordance with paragraph 2.

4. The amount of a motor vehicle allowance payable to a member of a police force shall not exceed that which would be payable if the vehicle in question were of such a cylinder capacity, not being less than 1,000 c.c., as the chief officer of police, with the approval of the police authority, has determined appropriate for use for the purposes of the duties normally performed by the member concerned."

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Police Regulations 1979 (the principal Regulations) with effect, as provided by Regulation 2, from the dates mentioned below.

Regulations 4(a) and 6 provide, with effect from 1st September 1983, for increases of pay and of the dog-handler's allowance (retrospection is authorised by section 33(4) of the Police Act 1964).

Regulations 4(b) and 5 have effect from 10th October 1983.

Regulation 4(b) simplifies the provision made by Schedule 5 to the principal Regulations enabling officers at the top of their pay scales to enjoy an additional increment on promotion, and revokes provisions which are spent. Regulation 5 substitutes a simplified provision for Schedule 8 to the principal Regulations (motor vehicle allowances in respect of motor cars).

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