
STATUTORY INSTRUMENTS

1987 No. 257

The Police Pensions Regulations 1987

Part E

Awards on Death—Additional Provisions

Supplementary provisions relating to awards on death

Determination of amount of widow's or child's flat-rate award and increase thereof by reference to the Pensions (Increase) Act 1971

E10.—(1) Where, in respect of any week, the amount of a widow's ordinary or accrued pension or a child's ordinary or accrued allowance falls to be determined by reference to the husband's or relevant parent's rank by reason of an election under paragraph 3 of Part I or paragraph 3 of Part III of Schedule C or under paragraph 5 of Part I, or that paragraph as applied by Part III, of Schedule D, the amount of the award ("the relevant award") shall be the appropriate sum for the purposes of this Regulation increased in accordance with paragraph (6).

(2) In the case of a widow's pension the appropriate sum for the purposes of this Regulation shall be, subject to paragraphs (3) and (5)—

- (a) where the husband at the time when he ceased to be a regular policeman held a rank higher than that of inspector, £11.39;
- (b) where he so held the rank of inspector, £9.48, or
- (c) where he so held a rank lower than inspector, £7.28.

(3) Each of the sums mentioned in paragraph (2) shall be increased by 56p where the relevant award is—

- (a) a widow's ordinary pension and the husband was entitled to reckon at least 10 years' pensionable service, or
- (b) a widow's accrued pension and the husband ceased to serve as a regular policeman on or after 6th April 1975 and would, had he continued so to serve until he could have been required to retire on account of age, have become entitled to reckon at least 10 years' pensionable service.

(4) In the case of a child's allowance the appropriate sum for the purposes of this Regulation shall be, subject to paragraph (5)—

- (a) where the relevant parent at the time when he ceased to be a regular policeman held a rank higher than that of inspector, £3.01 if the allowance would otherwise be determined in accordance with paragraph 1 of Part I of Schedule D or £4.47 if it would otherwise be determined in accordance with paragraph 2 of that Part;
- (b) where he so held the rank of inspector, £2.44 if the allowance would otherwise be determined in accordance with the said paragraph 1 or £3.62 if it would otherwise be determined in accordance with the said paragraph 2, or

- (c) where he so held a rank lower than that of inspector, £2.07 if the allowance would otherwise be determined in accordance with the said paragraph 1 or £3.05 if it would otherwise be determined in accordance with the said paragraph 2,

and in this paragraph any reference to Part I of Schedule D includes a reference to that Part as applied by Part III of that Schedule.

(5) For the purposes of paragraphs (2) and (4) a chief inspector in the City of London police force shall be treated as if he held a rank higher than that of inspector.

(6) The appropriate sum shall be increased by the amount by which a corresponding pension, within the meaning of the Pensions (Increase) Act 1971, of a weekly amount equal to the said sum would from time to time be increased under the said Act of 1971 in respect of a week if—

- (a) it were payable to the person entitled to the relevant award, in relation thereto he had the like guaranteed minimum pension (if any) as he has in relation to the relevant award and he satisfied the qualifying conditions within the meaning of the said Act of 1971;
- (b) it were an official pension within the meaning aforesaid;
- (c) it began, within the meaning aforesaid, on 30th June 1978, and
- (d) no account were taken of the provisions of the Pensions Increase (Annual Review) Order 1978⁽¹⁾,

but, in performing the necessary calculations, sums shall be expressed to the nearest penny (a half penny counting as a whole penny).

⁽¹⁾ S.I. 1978/1211.