EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations amend the Fire Services (Conditions of Service) (Scotland) Regulations, 1948. They provide for increases in pay of 7s. 6d. a week in the case of firemen, leading firemen and section leaders, of £20 a year in the case of firewomen aged twenty and over, leading firewomen and senior leading firewomen and £25 a year in the case of company officers, senior company officers, column officers, divisional officers, assistant group officers and group officers.

1954 No. 1154 (S. 109)

The Fire Services (Conditions of Service) (Scotland) No. 2 Regulations, 1954

Made - - - -	1*st September*, 1954
Laid before Parliament	7*th September*, 1954
Coming into Operation	13*th September*, 1954

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In exercise of the powers conferred on me by subsection (1) of section seventeen of the Fire Services Act, 1947(a), I hereby make the following Regulations:—

Ranks

1. The ranks of members of a fire brigade shall be such of those set out below in order of seniority for male and female members respectively as the fire authority administering the brigade consider necessary in the circumstances of the brigade.

For male members of a brigade—
Firemaster.
Assistant Firemaster.
Divisional Officer.
Column Officer.
Senior Company Officer.
Company Officer.
Section Leader.
Leading Fireman.
Fireman.

For female members of a brigade—
Group Officer.
Assistant Group Officer.
Senior Leading Firewoman.
Leading Firewoman.
Firewoman.

Deputy firemaster

2. The fire authority may appoint a member of the brigade holding a rank not lower than that of company officer to be deputy firemaster, and a member so appointed shall, during the absence or incapacity of the firemaster or during any vacancy in that office, have all the functions of a holder of that office other than those excepted by resolution of the fire authority.

Age of compulsory retirement

3.—(1) Subject to the provisions of this Regulation retirement shall be compulsory for male whole-time members of a brigade—

(*a*) of the rank of senior company officer or any higher rank, on attaining the age of sixty, and

(*b*) of the rank of company officer or any lower rank, on attaining the age of fifty-five,

except that in special cases the fire authority may extend any such member's service for a further period on being satisfied that such extension would be in the interests of efficiency.

(2) Subject to the provisions of this Regulation retirement shall also be compulsory for any male whole-time member of a brigade who has completed twenty-five years' pensionable service if he is required to retire by the fire authority on the grounds that his retention in the brigade would not be in the general interests of its efficiency.

(3) In this Regulation the expression " pensionable service " has the same meaning as in the Firemen's Pension Scheme.

(4) Nothing in this Regulation shall apply to a member of a brigade employed on a contract under which his duties do not include fire-fighting.

(a) 10 & 11 Geo. 6. c. 41.

(5) (*a*) Nothing in this Regulation shall authorise the compulsory retirement of any member of a fire brigade to whom this paragraph applies at a date earlier than a date on which he could have been compelled to retire under the statutory provisions or regulations applicable to him immediately before the eighteenth day of August, 1941.

(*b*) This paragraph shall apply to a member of a fire brigade in whose case any regulations made for the purposes set out in paragraph 7 of the Schedule to the Fire Services (Emergency Provisions) Act, 1941(**a**), had effect immediately before the sixteenth day of May, 1948.

Prohibition of outside employment

4.—(1) A whole-time member of a brigade who—

(*a*) is of the rank of company officer, assistant group officer or any higher rank, or

(*b*) is wholly or mainly engaged in control-room duties, or

(*c*) is engaged in duties subject to the normal duty system described in the First Schedule to these Regulations,

shall not hold any other office or employment for hire or gain or carry on any trade or business:

Provided that the fire authority on the recommendation of the firemaster may, in their absolute discretion, permit such a member to hold such an office or employment or to carry on a trade or business on such conditions and subject to such restrictions as they think fit.

(2) A whole-time member of a brigade not being such a member as is described in sub-paragraph (*a*), (*b*) or (*c*) of paragraph (1) of this Regulation shall not hold any other office or employment for hire or gain or carry on any trade or business without the approval of the fire authority, which shall not be withheld unless the holding of such other office or employment or the carrying on of the trade or business would, in their opinion, interfere with his efficiency.

The approval of the fire authority under this paragraph may be given either generally or in relation to particular individuals or classes or descriptions of individuals and on such conditions and subject to such restrictions as they think fit.

Periods of duty of whole-time members

5. The periods of operational duties and control-room duties of whole-time members of a brigade of a rank below that of company officer or assistant group officer shall be in accordance with the provisions of the First Schedule to these Regulations.

Annual leave and leave for specified public and local holidays of whole-time members

6. The annual leave and leave for specified public and local holidays of a whole-time member of a brigade shall be in accordance with the provisions of the Second Schedule to these Regulations.

Medical expenditure and sick leave of whole-time members

7. The reimbursement of the medical charges and expenditure incurred by a whole-time member of a brigade and the sick leave to which he is entitled shall be in accordance with the provisions of the Third Schedule to these Regulations.

(**a**) 4 & 5 Geo. 6. c. 22.

Emoluments of members

8.—(1) Subject to the provisions of Regulations 7 and 9 of these Regulations, the emoluments of a whole-time member of a brigade shall be in accordance with the provisions of the Fourth Schedule to these Regulations.

(2) The emoluments of a part-time member of a brigade shall be in accordance with the provisions of the Fifth Schedule to these Regulations.

(3) No emoluments other than those specified in the Fourth and Fifth Schedules to these Regulations shall be granted by way of pay or in respect of the other matters referred to in those Schedules, and no emolument shall be granted in respect of any matters not so referred to except with the approval of the Secretary of State.

Suspension from duty

9.—(1) The firemaster, if it appears to him that a member of a brigade has committed an offence against discipline or a criminal offence, may suspend him from duty, and any member of a brigade who is in legal custody shall be deemed to have been so suspended.

(2) The period of any suspension under this Regulation and the rights to emoluments during that period of a member of a brigade who is suspended shall be in accordance with the provisions of the Sixth Schedule to these Regulations.

Regulations not to apply to auxiliary firemen

10. These Regulations shall not apply in relation to an auxiliary fireman.

Interpretation

11.—(1) In these Regulations the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"the Act" means the Fire Services Act, 1947;

"auxiliary fireman" means a member of a fire brigade who is enrolled for service therein which is restricted except in a war emergency to such duties as are desirable for training;

"brigade" means a fire brigade maintained under the provisions of the Act;

"fire authority" means a fire authority administering a brigade;

"Firemen's Pension Scheme" means the scheme for the time being in force under section twenty-six of the Act as amended by section one of the Fire Services Act, 1951(**a**);

"retained member" in relation to a brigade has the meaning assigned to it by paragraph 16 of the Fifth Schedule to these Regulations.

(2) A reference to an officer of a higher rank includes a reference to the Firemaster.

(3) A reference to any form of civil defence means any form of civil defence for the time being recognised by the Secretary of State as being appropriate to be undertaken by members of fire brigades.

(4) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Revocations

12.—(1) The Regulations set out in the Seventh Schedule to these Regulations are hereby revoked.

(**a**) 14 & 15 Geo. 6. c. 27. (**b**) 52 & 53 Vict. c. 63.

(2) Section thirty-eight of the Interpretation Act, 1889, shall apply as if these Regulations were an Act of Parliament and as if any Regulations revoked by these Regulations were Acts of Parliament repealed by an Act of Parliament.

(3) Any appointment, grant or determination made, any extension of service or increment granted, any promotion, approval, warning, consent, orders or direction given, any restriction or conditions imposed, any increment withdrawn or other thing done under any Regulation revoked by these Regulations shall not be invalidated by the revocation effected by paragraph (1) of this Regulation, but shall, in so far as it could have been made, granted, given, imposed, withdrawn or done under a provision of these Regulations, have effect as if it had been made, granted, given, imposed, withdrawn or done under that provision.

13. These Regulations may be cited as the Fire Services (Conditions of Service) (Scotland) No. 2 Regulations, 1954, and shall come into operation on the thirteenth day of September, 1954.

James Stuart.
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
1st September, 1954.

Regulation 5

FIRST SCHEDULE

Periods of duty of whole-time members of a brigade below the rank of Company Officer

Part I

Operational duties

1—(1) The normal duty system shall—

(*a*) be based on a cycle of such number of whole weeks as the fire authority may determine;

(*b*) provide for the division of each period of twenty-four hours into a day shift and a night shift of which the latter shall be not less than twelve hours;

(*c*) secure that on an average over each cycle the time spent by any member on duty shall not exceed sixty hours per week;

(*d*) secure that no member is on duty for more than ten consecutive night shifts in any cycle;

(*e*) secure that on an average over each cycle every member shall be free of all duty for two continuous periods each of twenty-four hours per week.

(2) The normal duty system shall, subject to the provisions of this Schedule, apply to those members of a fire brigade to whom Regulation 5 applies and who are employed on operational duties at a fire station which must be manned continuously.

2. At a station which need be manned for operational duties for a part only of each day the system of operational duties shall, subject to the provisions of this Schedule, be designed to secure that the average time spent on duty by each

member stationed there to whom Regulation 5 applies and who is employed on such duties shall not exceed sixty hours per week.

3.—(1) A member of a brigade whose usual place of duty is at a station to which this paragraph applies may volunteer to accept, in respect of periods when he would otherwise be off duty, obligations similar to those of a retained member of the brigade which are set out in heads (*b*) and (*c*) of sub-paragraph (1) of paragraph 8 of the Fifth Schedule to these Regulations.

(2) This paragraph applies to a station at which the system of operational duties described in paragraph 2 of this Part of this Schedule either has been in force since before the sixteenth day of May, 1948, or has on or after that date been introduced by the fire authority after consultation with the accredited representatives of the members of the brigade whose usual place of duty is at the station.

4. In this Part of this Schedule "operational duties" means duties which include fire-fighting.

PART II

Control-room duties

1. The system of duty for a whole-time member of a brigade employed on control-room duties, other than a member in charge of the control-room system, shall be designed to secure that the average of the periods of duty of each such member shall not exceed forty-eight hours a week.

2. The system of duty for a whole-time member of a brigade in charge of the control-room system shall be designed to secure that the average of his periods of duty shall not exceed sixty hours a week.

Regulation 6

SECOND SCHEDULE

ANNUAL LEAVE AND LEAVE FOR SPECIFIED PUBLIC AND LOCAL HOLIDAYS OF WHOLE-TIME MEMBERS OF A BRIGADE

1. Every whole-time member of a brigade shall, in each calendar year, so far as the exigencies of duty permit, be granted that number of days paid leave of absence set opposite in the subjoined Table to the rank which he holds:—

TABLE

Men	
Firemaster, Assistant Firemaster	35 days
Divisional Officer	28 days
Column Officer	26 days
Senior Company Officer	26 days
Company Officer	24 days
Section Leader	21 days
Leading Fireman	21 days
Fireman	21 days
Women	
Group Officer	26 days
Assistant Group Officer	24 days
Senior Leading Firewoman	21 days
Leading Firewoman	21 days
Firewoman	21 days

2.—(1) Every whole-time member of a brigade shall, so far as the exigencies of duty permit, be granted (in addition to the annual leave provided for under the foregoing paragraph) a day's leave on New Year's Day, Christmas Day and on the local autumn holiday.

(2) If on any of the aforesaid public or local holidays a member is required to do duty he shall be granted a day's leave in lieu within three months after that public or local holiday.

Regulation 7

THIRD SCHEDULE

MEDICAL CHARGES AND EXPENDITURE AND SICK LEAVE

PART I

Reimbursement of medical charges and expenditure

1. The fire authority shall reimburse a pensionable member of a brigade any charges incurred in his case under section forty of the National Health Service (Scotland) Act, 1947(a) (as amended by section sixteen of the National Health Service (Amendment) Act, 1949(b)), under section one of the National Health Service Act, 1951(c), or under section one or section two of the National Health Service Act, 1952(d) (which sections relate to charges for certain drugs, medicines and appliances and for dental treatment).

2. The fire authority may, to such extent as they think fit, reimburse a pensionable member of a brigade any charges or expenditure incurred in his case in respect of which he is not entitled to be reimbursed under the preceding paragraph, being charges or expenditure in respect of medical attendance and treatment, including hospital treatment, dental services, the provision of dental and optical appliances and special treatment.

3. In this Part of this Schedule the expression "pensionable member of a brigade" means a member of a brigade of a class prescribed for the purposes of section two of the Fire Services Act, 1951.

PART II

Sick Leave

4.—(1) Subject to the provisions of paragraphs 3, 4 and 5 of this Part of this Schedule a whole-time member of a brigade whose duties include a liability to engage in fire-fighting duties shall, without prejudice to the provisions of paragraph 1 of the Second Schedule to these Regulations (which relates to annual leave), be entitled to sick leave on full pay so long as he is unfit for duty and has not ceased to be a member of the brigade:

Provided that—

(i) if at any time after twelve months' continuous sick leave a registered medical practitioner selected by the fire authority is unable to certify that a member is likely to be fit in the future to return to duty, the member shall no longer be entitled to sick leave on full pay, but may, if the fire authority so decide, be granted such further period of sick leave on full pay or on half pay as they think fit;

(ii) a member shall only be entitled to such paid sick leave in respect of any infirmity which, in the opinion of the fire authority acting on medical advice, is wholly attributable to his holding any other office or employment for hire or gain or carrying on a trade or business as the fire authority may determine.

(2) A whole-time member as aforesaid whose sick leave includes any public holiday or local holiday within the meaning of paragraph 2 of the Second Schedule to these Regulations shall be deemed not to be on sick leave on such a day but such sick leave shall, notwithstanding this provision, be deemed to be continuous for the purpose of proviso (i) to sub-paragraph (1) of this paragraph.

5. Subject to the provisions of the subsequent paragraphs of this Part of this Schedule, a whole-time member of a brigade other than a whole-time member

(a) 10 & 11 Geo. 6. c. 27.
(b) 12, 13 & 14 Geo. 6. c. 93.
(c) 14 & 15 Geo. 6. c. 31.
(d) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 25.

referred to in paragraph 1 of this Part of this Schedule shall be granted such sick leave on full pay or on half pay as the fire authority may determine.

6. While a member of a brigade is on sick leave on full pay or half pay, his pay shall be reduced by the amount of—

(*a*) any sickness benefit to which he may be entitled under the National Insurance Acts, 1946 to 1953(**a**);

(*b*) any injury benefit to which he may be entitled under the National Insurance (Industrial Injuries) Acts, 1946 to 1953(**b**);

(*c*) any weekly payments he receives under the Workmen's Compensation Acts, 1925 to 1945(**c**), by way of compensation for the injury or sickness causing the infirmity;

(*d*) any increase in any allowance to which he is entitled in respect of any period during which he receives approved treatment under any of the following instruments, namely, any statutory rule, order or instrument under the Pensions (Navy, Army, Air Force and Mercantile Marine) Act, 1939(**d**), as amended by the Pensions (Mercantile Marine) Act, 1942(**e**), or under the Personal Injuries (Emergency Provisions) Act, 1939(**f**), any Order in Council under the Naval and Marine Pay and Pensions Act, 1865(**g**), any order under section two of the Air Force (Constitution) Act, 1917(**h**), or any royal warrant concerning pensions and other grants for members of the military forces, and of the nursing and auxiliary forces thereof, disabled in consequence of services either during the 1914-18 war or after the second day of September, 1939.

7.—(1) A member of a brigade who is absent being unfit for duty as a result of an accident shall not be entitled to paid sick leave if a claim for damages lies against a third party in respect of the accident, but the fire authority may, having regard to the circumstances of the case, advance to the member sums amounting to not more than the pay provided under the foregoing paragraphs of this Part of this Schedule, if the member undertakes to refund to the fire authority the total amount of the sums so advanced, or the proportion thereof represented in the amount of damages received.

(2) Any period of absence in such a case shall, if a refund of the sums advanced is made in full, be ignored for the purpose of paragraph 1 (1) of this Part of this Schedule, or, if a refund is made in part only, shall be taken into account for those purposes to such extent, if any, as the fire authority may determine.

PART III

Effect of neglect or default

8. If a member of a brigade refuses or neglects to submit himself to any medical examination required by the fire authority or if, in the opinion of the fire authority acting on medical advice, a member of a brigade has—

(*a*) caused or substantially aggravated any infirmity by neglect or default, or

(*b*) has refused or neglected fully to co-operate in any medical treatment which the fire authority consider necessary in his case,

paragraph 1 of this Schedule shall not apply in his case unless and until the fire authority otherwise determine and his rights to paid sick leave under Part II of this Schedule shall forthwith cease unless and until the fire authority determine to restore them or any of them.

(**a**) *See* section 14 of 1 & 2 Eliz. 2. c. 29. (**b**) *See* section 9 of 1 & 2 Eliz. 2. c. 43.
(**c**) *See* section 2 of 9 & 10 Geo. 6. c. 16. (**d**) 2 & 3 Geo. 6. c. 83.
(**e**) 5 & 6 Geo. 6. c. 26. (**f**) 2 & 3 Geo. 6. c. 82. (**g**) 28 & 29 Vict. c. 73.
(**h**) 7 & 8 Geo. 5. c. 51.

Regulation 8 (1)

FOURTH SCHEDULE

EMOLUMENTS OF WHOLE-TIME MEMBERS OF A BRIGADE

PART I

Pay

Pay of firemaster and assistant firemaster

1. The rate of pay of a firemaster or of an assistant firemaster shall be such as is determined in each case by the fire authority with the approval of the Secretary of State.

Pay of other members above the rank of fireman and firewoman

2. Subject to the following provisions of this Part of this Schedule—

(*a*) the rate of pay of a member of a brigade holding one of the ranks set out in the subjoined Table shall be in accordance with the scale which begins with the rate set opposite in the second column of the said Table to the rank which he holds and increases on the completion of each year of service in that rank by the amount of the annual increment set opposite thereto in the third column of the said Table until the maximum rate set opposite thereto in the fourth column of the said Table is reached.

TABLE

Rank	Minimum Rate	Annual Increment	Maximum Rate
	£	£	£
Divisional Officer	917 a year	15	992 a year
Column Officer	842 a year	15	917 a year
Senior Company Officer ...	792 a year	10	842 a year
Company Officer	692 a year	10	742 a year

(*b*) the rate of pay of a group officer shall be £532 a year and the rate of pay of an assistant group officer shall be £462 a year.

(*c*) the rate of pay of a section leader shall be in accordance with the following scale:—

	s.	d.	
During the 1st year of service in that rank	212	0	weekly
During the 2nd year of service in that rank	215	0	weekly
During the 3rd year of service in that rank	218	0	weekly
During the 4th year of service in that rank	221	0	weekly
During the 5th year of service in that rank	224	0	weekly
During the 6th year of service in that rank	227	0	weekly

(*d*) the rate of pay of a senior leading firewoman shall be £420 a year.

(*e*) the rate of pay of a leading fireman shall be in accordance with the following scale:—

	s.	d.	
During the 1st year of service in that rank	189	0	weekly
During the 2nd year of service in that rank	192	0	weekly
During the 3rd year of service in that rank	195	0	weekly
During the 4th year of service in that rank	198	0	weekly
During the 5th year of service in that rank	201	0	weekly
During the 6th year of service in that rank	204	0	weekly
During the 7th year of service in that rank	207	0	weekly

(*f*) the rate of pay of a leading firewoman shall be £380 a year.

Special pay provisions for certain officers

3. A member of a brigade who immediately before the first day of June, 1950, held the rank of divisional officer, column officer, senior company officer or company officer, and was entitled to the maximum rate of pay for his rank shall be entitled while holding that rank to pay at the maximum rate for his rank.

Special pay provisions for leading firemen

4.—(1) A fireman who is promoted to leading fireman on or after the nineteenth day of March, 1954, and who immediately before such promotion was in receipt of pay under paragraphs 5 and 6 of this Schedule at the rate of 188s. or more weekly shall on promotion be entitled to pay at the rate in the scale set out in sub-paragraph (*e*) of paragraph 2 of this Schedule next above the rate of pay of which he was so in receipt, and he shall receive his first increment in the said scale on the date on which he first completes after his promotion a period consisting of one or more years of service from the date on which he last received an increment in his pay and thereafter shall receive an increment in the said scale on the completion of each year of service so, however, that a fireman who immediately before his said promotion was in receipt of a long service increment under paragraph 6 of this Schedule shall after his said promotion receive an increment in the said scale on the completion of each year of service in the rank of leading fireman.

(2) A leading fireman who was promoted to that rank before the nineteenth day of March, 1954, shall have the rate of pay in the scale set out in sub-paragraph (*e*) of paragraph 2 of this Schedule attributable to that number of years' service in the rank of leading fireman to which his rate of pay immediately before the said date in the scale then in force was attributable; and he shall receive his annual increments on the dates on which he would have received them had these Regulations not been made.

Pay of firemen and firewomen

5.—(1) Subject to the following provisions of this Part of this Schedule:—

(*a*) the rate of pay of a fireman who has attained the age of twenty years shall be in accordance with the following scale, but in applying that scale service before attaining that age shall be disregarded:—

	s.	d.	
During the 1st and 2nd years of service after appointment	170	0	weekly
During the 3rd year of service after appointment ...	173	0	weekly
During the 4th year of service after appointment ...	176	0	weekly
During the 5th year of service after appointment ...	179	0	weekly
During the 6th year of service after appointment ...	182	0	weekly
During the 7th year of service after appointment ...	185	0	weekly
During the 8th year of service after appointment ...	188	0	weekly
During the 9th year of service after appointment ...	191	0	weekly

(*b*) the rate of pay of a firewoman who has attained the age of twenty years shall be in accordance with the following scale, but in applying that scale service before attaining that age shall be disregarded except in the case of a firewoman who attained the age of twenty years before the eighth day of October, 1951:—

	£	
During the 1st year of service after appointment	320	a year
During the 2nd year of service after appointment ...	335	a year
During the 3rd year of service after appointment ...	345	a year
During the 4th year of service after appointment ...	355	a year
During the 5th year of service after appointment ...	365	a year

(*c*) the rate of pay of a firewoman who has not attained the age of twenty years shall be in accordance with the following scale:—

TABLE	£
Before attaining the age of 17 years	225 a year
During the 18th year of age	240 a year
During the 19th year of age	255 a year
During the 20th year of age	270 a year

Long service increments for firemen

6.—(1) Subject to the provisions of sub-paragraph (5) of this paragraph, a fireman who has completed ten years of service may be granted a long service increment of 4s. a week in his pay if the firemaster is satisfied that he has shown zeal and proficiency in the performance of his duties and is well conducted.

(2) Subject as aforesaid, a fireman who has completed fifteen years of service may be granted in lieu of the long service increment (if any) granted to him under sub-paragraph (1) of this paragraph a long service increment of 8s. a week in his pay if the firemaster is satisfied as aforesaid.

(3) As soon as a fireman has completed ten or, as the case may be, fifteen years of service, the firemaster shall consider whether a long service increment shall be granted to him under sub-paragraph (1) or, as the case may be, sub-paragraph (2) of this paragraph.

(4) If the firemaster is of opinion that a fireman in receipt of a long service increment under this paragraph is not showing zeal or proficiency in the performance of his duties or that he is not well conducted, the firemaster shall give a written warning of his opinion to the fireman, and if at the end of a period of two months from the date of the warning or of such longer period as may be specified in the warning the firemaster is of the same opinion the increment shall be withdrawn:

Provided that if after the last grant of an increment under this paragraph to a fireman—

(*a*) the fireman is guilty of an offence against discipline for which he is punished by a stoppage of pay amounting in the aggregate to 10s. or any greater punishment, or

(*b*) the fireman is guilty during any period of twelve months of two offences against discipline for which he is punished, or

(*c*) the fireman is guilty of more than three offences against discipline for which he is punished,

the increment may be withdrawn without notice.

(5) No long service increment shall be granted under this paragraph to a fireman from whom a long service increment has been withdrawn under sub-paragraph (4) of this paragraph until a period of one year has elapsed from the date of withdrawal.

(6) The withholding or withdrawal of any increment under this paragraph shall be subject to confirmation by the fire authority.

(7) For the purposes of this paragraph service shall not include service before the fireman has attained the age of twenty years.

The reckoning of certain previous service by members above the rank of fireman

7.—(1) A member of a brigade who—

(*a*) on the fifteenth day of May, 1949, held one of the following ranks, namely, divisional officer, column officer, senior company officer, company officer, section leader or leading fireman,

(*b*) holds the same rank that he held on that date,

(*c*) served in the National Fire Service until the fifteenth day of May, 1948, and entered a brigade on the sixteenth day of May, 1948, and

(*d*) has since the sixteenth day of May, 1948, served continuously in one brigade,

shall, for the purpose of reckoning his period of service under the scales of pay in paragraph 2 of this Schedule, be entitled to reckon any period or periods during which he held in the National Fire Service a rank higher than or equivalent to the rank which he holds.

(2) Subject to sub-paragraph (*a*) of paragraph 9 of this Schedule if such a member on the fifteenth day of May, 1949, held a rank on a temporary promotion thereto or thereafter has been or is temporarily promoted this paragraph shall not apply to him.

(3) A member of a brigade who either in the National Fire Service or since the sixteenth day of May, 1948, is or has been reduced in rank as a punishment shall not be entitled to reckon under this paragraph any period of service before the date of such reduction save in the rank to which he was reduced.

(4) For the purposes of this paragraph each of the ranks referred to in head (*a*) of sub-paragraph (1) of this paragraph shall be deemed to be the equivalent of the rank in the National Fire Service bearing the same title except in the case of Assistant Firemaster where the equivalent rank shall be that of Assistant Fire Force Commander.

(5) A member of a brigade to whom sub-paragraph (1) of this paragraph applies and who ceased to perform service within the meaning of sub-paragraph (*a*) of paragraph 8 of this Schedule and within four weeks of so ceasing began a period of war service within the meaning of the Reinstatement in Civil Employment Act, 1944(**a**), and within five weeks of the end of such service, or any longer period which the Secretary of State may have in any particular case allowed, applied to join or rejoin the National Fire Service, shall for the purpose of the said sub-paragraph (1), be entitled to reckon any period of such war service after the seventeenth day of August, 1941, as if it were service in the rank he held on so joining or rejoining the National Fire Service.

The reckoning by firemen and firewomen of certain previous service

8. In reckoning service in the brigade of a fireman or firewoman who either was transferred thereto from the National Fire Service or who having been discharged from the National Fire Service joined the brigade before the sixteenth day of June, 1948, there shall, for the purposes of paragraphs 5 and 6 of this Schedule, be included the following service, and in the case of a fireman or firewoman who having been discharged from the National Fire Service joins the brigade on or after the sixteenth day of June, 1948, there may if the fire authority think fit be included for the purposes of the said paragraphs the whole or any part of the following service:—

(*a*) service of one or more of the following descriptions:—

(i) service as a member of a fire brigade being either the London Fire Brigade or a brigade maintained under the Fire Brigades Act, 1938(**b**), by a local authority;

(ii) service as a member of the Auxiliary Fire Service or any Women's Auxiliary Fire Service, membership of which did not involve membership of the Auxiliary Fire Service;

(iii) service as a fireman in the National Fire Service;

(iv) service with the Auxiliary Fire Service in the service of the Crown, by virtue of the National Service Act, 1941(**c**),

but in calculating such service there shall be disregarded any period of service which was not whole-time paid service; and

(*b*) in relation to any person who ceased to perform service within the meaning of sub-paragraph (*a*) of this paragraph and within four weeks of so ceasing began a period of war service within the meaning of the Reinstatement in Civil Employment Act, 1944, and within five weeks of the end of such service or any longer period which the Secretary of State may have in any particular case allowed, applied to join or re-join the National Fire Service, any period of such war service after the thirty-first day of August, 1939.

(**a**) 7 & 8 Geo. 6. c. 15. (**b**) 1 & 2 Geo. 6. c. 72. (**c**) 4 & 5 Geo. 6. c. 15.

General provisions for reckoning service

9. For the purpose of reckoning service under the preceding provisions of this Schedule:—

(*a*) where a member of a brigade at the end of a period of temporary promotion reverts to the rank which he held immediately before that period he shall thereafter be deemed to have held during that period the rank to which he so reverts;

(*b*) where a member of a brigade has been or is promoted he shall for the purpose of reckoning his service in the rank to which he is promoted be entitled notwithstanding the provisions of the foregoing sub-paragraph to reckon any previous period or periods of service in that rank in that brigade during a temporary promotion thereto;

(*c*) no account shall be taken of any period of unpaid leave unless the fire authority otherwise determine.

The reckoning of discontinuous service and service in two or more brigades

10.—(1) After transfer from one brigade to another a member of a brigade shall, for the purposes of the preceding provisions of this Schedule, be entitled to reckon, in addition to the service he is entitled to reckon under those provisions in the new brigade, the service that he was entitled to reckon for the purposes of pay in his old brigade immediately before the date of transfer, and for the purposes of sub-paragraph (1) (*d*) of paragraph 7 of this Schedule he shall be deemed to have served continuously in one brigade.

(2) Where a member of a brigade before joining the brigade, otherwise than by way of transfer, has retired from the same or another brigade, then, for the purposes of the preceding provisions of this Schedule, the fire authority may, if they think fit, allow the member to reckon, in addition to the service he is entitled to reckon under those provisions in the new brigade, the service that he was entitled to reckon for the purposes of pay in his old brigade immediately before he retired, and for the purposes of sub-paragraph (1) (*d*) of paragraph 7 of this Schedule he may, if the fire authority think fit, be deemed to have served continuously in one brigade.

(3) In this paragraph a reference to the transfer of a member of a brigade from one brigade to another is a reference to his retirement from the one brigade for the purpose of joining the other with the written consent of the fire authority maintaining the brigade from which he retires, and such consent may be given after he has left that brigade, but only if he has applied therefor while still a member of the brigade.

The reckoning of service in the armed forces

11.—(1) This paragraph shall apply in the case of a person who—

(*a*) immediately before undertaking such service in the armed forces of the Crown as is mentioned in sub-paragraph (3) of this paragraph was a member of a brigade; and

(*b*) within one month of the end of such service resumes service in his brigade or joins another brigade.

(2) A person in whose case this paragraph applies shall be entitled on resuming service or on joining the brigade to reckon for the purposes of pay the service he was so entitled to reckon immediately before undertaking service in the armed forces of the Crown together with his service in those forces and for the purposes of sub-paragraph (1) (*d*) of paragraph 7 of this Schedule he shall be deemed to have served continuously in one brigade.

(3) The service in the armed forces of the Crown referred to in this paragraph is that specified in the First Schedule to the Reserve and Auxiliary Forces (Protection of Civil Interests) Act, 1951(a), other than that specified in sub-paragraph (*b*) of paragraph 5 thereof.

(a) 14 & 15 Geo. 6. c. 65.

Transitional provision as to the reckoning of service

12. Without prejudice to the preceding paragraphs of this Schedule, on the coming into operation of these Regulations a member of a brigade shall be entitled to reckon for the purposes of pay the service he was so entitled to reckon immediately theretofor.

Unpaid leave

13. Notwithstanding anything in this Part of this Schedule a fire authority may on the request of a member of a brigade grant him unpaid leave and in respect of such a period of unpaid leave he shall not be entitled to any pay.

PART II

Allowances and other emoluments

Provision of accommodation or rent allowance for firemaster

14. A firemaster shall be provided by the fire authority with residential accommodation free of rent and rates or shall be paid a rent allowance of an amount determined with the approval of the Secretary of State by the fire authority. Where residential accommodation is provided the fire authority may provide fuel and light freely or otherwise.

Provision of accommodation for other ranks

15. A fire authority may provide residential accommodation for members of the brigade below the rank of firemaster for such a payment and made at such periods as may be determined in the circumstances of each case by the fire authority, and where such accommodation is provided may provide fuel and light freely or otherwise.

Lodging allowance

16.—(1) Subject to the provisions of this paragraph a lodging allowance shall be paid to a member of a brigade to whom this paragraph applies, that is to say, who—

(*a*) has been transferred otherwise than at his own request from one place of duty to another either while he was serving in the National Fire Service or by order of a fire authority;

(*b*) is and before the said transfer was—

(i) a married man, or

(ii) a single man or single woman with a dependent child, parent, brother or sister, or

(iii) a married woman with a husband, child, parent, brother or sister wholly or mainly dependent on her;

(*c*) immediately before the said transfer, was living with his family and is now living apart from his family in lodgings or on brigade premises; and

(*d*) satisfies the firemaster that the only reason why he is living apart from his family is that he is unable to find accommodation for his family at a reasonable cost within a distance from the place of duty to which he has been transferred such that he could reasonably travel there for his off-duty periods.

(2) A fire authority may provide a member of the brigade to whom this paragraph applies with free accommodation on brigade premises other than residential accommodation.

(3) Subject to the provisions of sub-paragraph (5) of this paragraph the amount of the lodging allowance to be paid to a member holding the rank of leading fireman, fireman, leading firewoman or firewoman shall be 24s. 6d. weekly unless the member in question is provided with accommodation under sub-paragraph (2) of this paragraph in which case the amount of the lodging allowance shall be 17s. 6d. weekly.

(4) Subject to the provisions of sub-paragraph (5) of this paragraph the amount of the lodging allowance to be paid to a member holding a rank higher than that of leading fireman or leading firewoman shall be an amount equal to the actual cost incurred by the member in question on board and lodging less a deduction of 2s. a day subject to a maximum and a minimum (varying according to whether he is or is not provided with accommodation under sub-paragraph (2) of this paragraph) of the amounts set opposite in the subjoined Table to the rank which he holds :—

TABLE

Rank	If not provided with accommodation under sub-paragraph (2)		If provided with accommodation under sub-paragraph (2)	
	Maximum	Minimum	Maximum	Minimum
	s. d.	s. d.	s. d.	s. d.
Divisional Officer or officer of higher rank	47 0 weekly	24 6 weekly	33 0 weekly	17 6 weekly
Column Officer ... Senior Company Officer	45 6 weekly	24 6 weekly	32 0 weekly	17 6 weekly
Company Officer ... Group Officer ... Assistant Group Officer	38 6 weekly	24 6 weekly	27 6 weekly	17 6 weekly
Section Leader ... Senior Leading Firewoman	31 6 weekly	24 6 weekly	22 6 weekly	17 6 weekly

(5) A fire authority may reduce or abrogate the lodging allowance of a member of a brigade who is temporarily absent from his lodgings.

(6) Where a member of a brigade who is not subject to a duty system involving off-duty periods of less than twenty-four hours satisfies the firemaster that he would, if he were subject to such a system, be unable to live with his family and in that event would be a person to whom this paragraph applies, the fire authority may, in their discretion, pay him the travelling expenses incurred in travelling to and from his family.

(7) For the purposes of this paragraph the expression "child" means a child who is under sixteen years of age or who is receiving full-time education.

Allowance for travelling expenses

17. Where a member of a brigade has been appointed or transferred to a station which is so situated that the expenses he necessarily incurs in travelling between the station and his home are in the opinion of the fire authority unduly heavy, the fire authority may reimburse so much of the expenses actually incurred as they think fit.

Provision of accommodation at training centres

18.—(1) A fire authority may, for the purposes of such attendance or appointment, provide a student attending at, or an instructor appointed to, a local training centre with free board and lodging.

(2) Where a student attending the central training institution or a student attending at, or an instructor appointed to, a local training centre is, for the purposes of such attendance or appointment, provided with free board and lodging he shall not be entitled to a lodging allowance under paragraph 16 of this Schedule.

Subsistence allowance

19. A member of a brigade, who is absent on duty from his home and his usual place of duty and necessarily incurs additional expense in obtaining food or lodgings or both, may be paid subsistence allowance at such reasonable rates as the fire authority may determine.

Removal expenses allowance

20.—(1) Where a member of a brigade moves from one home to another in consequence of an order given by the fire authority, he shall be paid a removal expenses allowance equal to the cost of removal calculated in accordance with sub-paragraph (3) of this paragraph.

(2) Where a person moves from one home to another in consequence of his appointment to a brigade, having, for the purpose of joining the brigade, retired from another brigade, he may be paid a removal expenses allowance of an amount not exceeding the cost of removal calculated in accordance with sub-paragraph (3) of this paragraph.

(3) For the purposes of sub-paragraphs (1) and (2) of this paragraph the fire authority may require the submission of not more than three tenders by contractors and the cost of removal shall be the actual expense of the removal or, where tenders are required, the actual expense or the amount of the tender approved by the fire authority, whichever is the less.

(4) A fire authority may pay grants of amounts not exceeding those approved by the Secretary of State in respect of any expenses incidental to such a removal as is referred to in sub-paragraph (1) or (2) of this paragraph other than the cost of removal.

Uniform allowance

21. A member of a brigade above the rank of section leader or senior leading firewoman who is not supplied with uniform by the fire authority shall be paid in lieu of such uniform an allowance at a rate calculated to cover the cost of supplying and maintaining the necessary uniform.

Free meals

22.—(1) Where a member of a brigade of the rank of company officer or assistant group officer or any higher rank was immediately before the sixteenth day of May, 1948, in receipt of free meals he shall be entitled to the provision of such free meals—

(*a*) if the period of duty was not less than twelve but not more than twenty-four hours, to a value of 2s.

(*b*) if the period of duty exceeded twenty-four hours, in respect of each complete period of twenty-four after the first, to a value of 3s.,

as long as the duty system which governed his hours of duty immediately before the sixteenth day of May, 1948, continues to govern his hours of duty.

(2) A member of a brigade while on duty at a fire or other occurrence may be provided with such lodging, meals or refreshments as are necessary in the interests of efficiency.

Retaining and other fees for certain members

23.—(1) A member of a brigade, whose usual place of duty is a station which it is necessary should be manned for operational duties for some part only of each day and who undertakes the obligations of a retained member of the brigade set out in sub-paragraph (1) (*b*) and (*c*) of paragraph 8 of the Fifth Schedule to these Regulations in respect of periods when he would otherwise be off duty, shall be paid in respect of the performance of those obligations an annual retaining fee in accordance with the provisions of sub-paragraph (2) of this paragraph and, subject to the provisions of sub-paragraph (3) of this paragraph, the remuneration described in paragraphs 3, 4 and 5 of the said Fifth Schedule to which he would be entitled if he were a retained member of the brigade.

(2) The annual retaining fee shall be that set opposite in the subjoined Table to the rank which he holds:—

TABLE

	£
Section Leader	20
Leading Fireman	18
Fireman	15

(3) In computing for the purposes of this paragraph any period of duty performed by a member of a brigade which is due to the obligations referred to in sub-paragraph (1) of this paragraph which he has undertaken, any period during which he would have been on duty if he had not undertaken the said obligations shall be ignored.

Allowance for acting as an assistant

24. A member of a brigade who is required in addition to his ordinary duties to act as an assistant to an officer of higher rank may be paid an allowance of an amount determined, with the approval of the Secretary of State, by the fire authority.

Allowance for performing the duties of a higher rank

25.—(1) A member of a brigade who—

(*a*) has performed for a continuous period of twenty-eight days the duties of another member of the brigade of higher rank or has performed such duties for an aggregate equal to twenty-eight days of periods each of which is a continuous period exceeding three days; and

(*b*) thereafter performs such duties for a continuous period exceeding three days,

shall be entitled to an allowance in respect of the last-mentioned period.

(2) The allowance to which a member of a brigade is entitled under the preceding sub-paragraph shall be at a rate equal to half the difference between the minimum of the rate of pay for the rank he holds and the minimum of the rate of pay for the rank held by the member whose duties he is required to perform:

Provided that the rate of the allowance shall be such that the combined rate of the allowance and the pay to which he is entitled is not less than the minimum nor greater than the maximum rate of pay for the rank held by the member whose duties he is required to perform.

(3) Where the rate of pay of a member of a brigade who is temporarily promoted for the purpose of performing the duties of another member of the brigade of higher rank is less than would have been the combined rate of his pay and his allowance under sub-paragraph (1) of this paragraph if he—

(*a*) had not been promoted; and

(*b*) had become entitled to such an allowance,

he shall be entitled to an allowance at a rate equal to the difference between his rate of pay and the said combined rate.

(4) This paragraph shall apply only where the member of the brigade of a higher rank whose duties are performed is on sick leave or is temporarily posted to other duties and shall not apply to a member of the brigade who is appointed deputy firemaster.

Allowance for additional responsibilities

26. A member of a brigade whose ordinary duties involve responsibilities additional to those normally attaching to his rank may be paid an allowance of an amount determined, with the approval of the Secretary of State, by the fire authority:

Provided that an allowance shall not be payable under this paragraph in respect of any period for which he is in receipt of an allowance under either of the two last preceding paragraphs.

Instructor's allowance

27.—(1) A member of a brigade who gives instruction to auxiliary firemen or instruction in any form of civil defence to part-time members of a brigade when he would otherwise be off duty may be paid an allowance in accordance with the provisions of sub-paragraph (2) of this paragraph.

(2) The said allowance may include—

(*a*) in respect of each period of such instruction of one hour's duration a fee not exceeding 10s. 6d., and

(*b*) in respect of each occasion on which he gives such instruction, a sum in respect of his travelling expenses reasonably incurred for the purpose of giving such instruction of an amount approved by the Secretary of State.

(3) (*a*) A member of a brigade to whom this sub-paragraph applies who gives instruction to auxiliary firemen or instruction in any form of civil defence to part-time members of a brigade during his periods of duty may be paid an allowance not exceeding 10s. 6d. in respect of each period of such instruction of one hour.

(*b*) This sub-paragraph shall apply to a member of a brigade other than a member whose system of duty is designed to secure that the average of his periods of duty shall not exceed sixty hours a week.

Allowance consequent on the consolidation of rates of pay

28.—(1) Where immediately before the first day of June, 1950 (hereafter in this paragraph referred to as "the material date"), the rate of the emoluments of a male member of a brigade below the rank of firemaster calculated in accordance with sub-paragraph (2) of this paragraph was greater than his rate of pay on the material date, that member shall receive an allowance, at a rate equal to the difference between the said rates, until the allowance is terminated or varied in accordance with sub-paragraph (3) of this paragraph.

(2) For the purposes of the preceding sub-paragraph, the rate of the emoluments of a member of a brigade immediately before the material date shall be the aggregate of—

(*a*) his rate of pay immediately before the material date;

(*b*) (i) if immediately before the material date he was in receipt of a supplementary allowance, the supplementary allowance to which he was entitled immediately before such date computed at an annual or weekly rate according to whether his pay was at an annual or weekly rate, or

(ii) if immediately before the material date he was provided with free residential accommodation, the value of that accommodation as determined by the fire authority computed at an annual or weekly rate according to whether his pay was at an annual or weekly rate;

(*c*) the compensatory grant payable in the year commencing on the sixth day of April, 1950, together with any further compensatory grant paid in the year commencing on the sixth day of April, 1949, but disregarding any further compensatory grant payable in the year commencing on the sixth day of April, 1950.

(3) (*a*) Where a member of a brigade who on the material date held a rank to which he had been temporarily promoted subsequently reverted to the rank he held before such temporary promotion, then, for the purpose of calculating after such reversion the allowance referred to in sub-paragraph (1) of this paragraph, for the rate of his emoluments and rate of pay immediately before and on the material date there shall be substituted the rate of emoluments and rate of pay to which he would have been entitled immediately before and on the material date had he not been temporarily promoted.

(*b*) Where a member of a brigade is or after the material date has been promoted to the rank of firemaster, the allowance referred to in sub-paragraph (1) of this paragraph shall not be payable.

(*c*) Where a member of a brigade is or after the material date has been promoted to the rank of company officer or to any higher rank below that of firemaster, then, from the rate of the allowance calculated in accordance with the preceding sub-paragraphs of this paragraph there shall be subtracted—

(i) the difference between the rate of pay to which the member was entitled immediately before promotion and the rate of pay to which he is, or was, entitled, as the case may be, immediately after promotion, and

(ii) the amounts by which his rate of pay after promotion was, or is, increased from time to time by way of annual increments.

(*d*) Notwithstanding the preceding provisions of this sub-paragraph, in the case of a member being temporarily promoted to the rank of company officer or any higher rank and subsequently reverting to the rank held before such promotion, the member shall after so reverting receive the allowance to which he would be entitled under this paragraph had he not been so promoted.

(4) For the purposes of this paragraph—

(*a*) in the computation of an annual or weekly rate, the weekly rate shall be deemed to be the annual rate divided by fifty-two and one-seventh;

(*b*) "rate of pay" means the rate of pay to which a member of a brigade is or was, at the times specified in this paragraph, entitled, calculated in accordance with the regulations made under subsection (1) of section seventeen of the Act then in force; and for the purposes of this calculation a member shall be treated as entitled to pay notwithstanding the grant of unpaid sick leave and no account shall be taken of any additional pay to which he may have been entitled before the thirteenth day of September, 1954, for acting as an assistant to an officer of higher rank or for performing the duties of another member of the brigade of higher rank;

(*c*) "supplementary allowance" means such an allowance to which a member of a brigade was, at the time specified in this paragraph entitled, calculated in accordance with the regulations made under subsection (1) of section seventeen of the Act then in force; and

(*d*) "compensatory grant" and "further compensatory grant" mean such grants to which a member of a brigade was, during the periods specified in this paragraph, entitled, calculated in accordance with the regulations made under subsection (1) of section seventeen of the Act then in force.

Regulation 8 (2)

FIFTH SCHEDULE

EMOLUMENTS OF PART-TIME MEMBERS OF A BRIGADE

Retained member to be paid retaining fee

1. A retained member of a brigade shall, subject to the provisions of paragraph 2 of this Schedule, be paid an annual retaining fee.

Amount of retaining fee

2.—(1) The payment of a retaining fee shall be subject to the satisfactory performance of the duties to which the obligations set out in paragraph 8 of this Schedule relate.

(2) The annual retaining fee shall—

(*a*) in the case of a male retained member of a brigade, be that set opposite in the subjoined Table to the rank which he holds:—

TABLE

	£	s.
Company Officer or officer of higher rank	62	0
Section Leader	39	0
Leading Fireman	32	10
Fireman	30	0

(*b*) in the case of a female retained member of a brigade, be £20:

Provided that—

(i) the annual retaining fee for a section leader in charge of a station shall be £52 and for a leading fireman in charge of a station £39;

(ii) if a retained member has enrolled on conditions requiring his attendance only during limited periods, the retaining fee may be proportionately reduced;

(iii) if a retained member fails to attend in accordance with the obligations set out in sub-paragraph (1) (*a*) or sub-paragraph (2) (*a*) of paragraph 8 of this Schedule, the retaining fee may be proportionately reduced.

Turn-out fee

3.—(1) If, while a male retained member of a brigade is on duty whether in response to a call or otherwise, an appliance leaves the station in consequence of a fire or other occurrence and the member is required either to attend the fire or other occurrence, to stand by at another station or to do telephone duties, he shall be entitled, in accordance with the succeeding provisions of this paragraph and the provisions of paragraph 5 of this Schedule, to the payments specified in those provisions.

(2) If the appliance leaves the station in consequence of a fire or to attend an occurrence necessitating immediate attention, he shall be entitled to a turn-out fee.

(3) If the appliance leaves the station otherwise than in consequence of a fire and otherwise than to attend an occurrence necessitating immediate attention, he shall be entitled to the payments specified in sub-paragraph (5) of this paragraph.

(4) The turn-out fee shall be that set opposite in the subjoined Table to the rank held by the retained member:—

TABLE

	s.	d.
Company Officer or officer of higher rank	18	0
Section Leader	16	0
Leading Fireman	14	0
Fireman	12	0

(5) The payment referred to in sub-paragraph (3) of this paragraph shall, in respect of each hour during which the member continues to do the duties which under sub-paragraph (1) of this paragraph entitle him to the payment, be that set opposite in the subjoined Table to the rank held by him.

TABLE

	s.	d.
Company Officer or officer of higher rank	6	0
Section Leader	6	0
Leading Fireman	5	0
Fireman	5	0

(6) For the purposes of this paragraph the expression "occurrence" includes an imaginary occurrence for the purposes of training, and an occurrence shall be deemed to be one necessitating immediate attention if it is one to deal with which a call is sent out to retained members or would be so sent out if sufficient retained members were not already present.

Attendance fee

4.—(1) An attendance fee shall be paid to a male retained member of a brigade who in response to a call attends at his station within what the officer in charge considers to be a reasonable time and who is not entitled in respect of that attendance to a payment specified in paragraph 3 of this Schedule.

(2) An attendance fee shall be paid to a female retained member of a brigade who in response to a call attends at her station within what the officer in charge considers to be a reasonable time and performs watch-room duties.

(3) The attendance fee shall—

(*a*) in the case of a male retained member of a brigade, be the amount set opposite in the subjoined Table to the rank which he holds :—

TABLE

	s.	d.
Company Officer or officer of higher rank	10	0
Section Leader	9	0
Leading Fireman	8	0
Fireman	7	0

(*b*) in the case of a female retained member of a brigade, be 5s.

Extra payments for remaining on duty

5.—(1) Where a male retained member of a brigade has become entitled to a turn-out fee and remains on duty on that occasion for more than two hours from the time, if he attended in response to a call, of his first attendance at the station, or from the time, if he was already on duty at the station when the fire or other occurrence was notified at the station, of such notification, he shall be paid in respect of each hour after the first two hours the amount set opposite in the Table subjoined to sub-paragraph (5) of paragraph 3 of this Schedule to the rank held by him.

(2) When a retained member of a brigade has become entitled to an attendance fee and remains on duty on that occasion for more than one hour from the time of his first attendance at the station, he shall be paid in respect of each hour after the first hour, in the case of a male retained member, the amount set opposite in the Table subjoined to sub-paragraph (5) of paragraph 3 of this Schedule to the rank held by him and, in the case of a female retained member, 2s.

Payments for extra work

6. Where a retained member of a brigade undertakes in addition to his obligations as such to perform work in connection with the functions of the fire authority he may be paid 4s. in respect of each hour while engaged on such work :

Provided that neither a turn-out fee nor an attendance fee shall be paid in connection with the performance of the said work.

Compensation for wages lost by a retained member

7. Nothing in this Schedule shall prevent a fire authority, with the consent of the Secretary of State, arranging to make special payments to a retained member of a brigade in compensation for wages lost where by reason of the peculiar circumstances of the member's ordinary occupation his retention on duty beyond a certain time involves a loss of remuneration disproportionate to the time during which he is so retained on duty.

Obligations of a retained member

8.—(1) The obligations of a male retained member of a brigade shall include an obligation—

(*a*) to attend at the station to which he is attached for training and maintenance duties for an average of two hours each week or such less time as the officer in charge of the station subject to any orders of the firemaster considers necessary ;

(*b*) to attend promptly at the said station in response to a call at any time ;

(*c*) to attend at any fire or other occurrence or to attend any other station for reserve or stand-by duties in accordance with the orders which he receives :

Provided that the said obligations may be limited either by prearrangement or with the sanction of any superior officer so as to provide that during specified periods he is not required to be available.

(2) The obligations of a female retained member of a brigade shall include an obligation—

(*a*) to attend at the station to which she is attached for maintenance and clerical duties for an average of two hours each month:

(*b*) to attend promptly at the said station in response to a call at any time and perform watch-room duties:

Provided that the said obligations may be limited either by prearrangement or with the sanction of any superior officer so as to provide that during specified periods she is not required to be available.

Compensation for remuneration lost by a volunteer member

9.—(1) A volunteer member of a brigade shall be entitled to compensation for remuneration lost in his private employment by reason of the performance of the duties which he may have undertaken to perform.

(2) The said compensation shall be equal to whichever is the lesser of the two following amounts, namely, the amount of the said loss or the amount of the pay in respect of the period for which the loss is incurred appropriate to a whole-time member of a brigade on appointment in the rank held by him.

Lodging, meals and refreshments

10. A part-time member of a brigade while on duty at a fire or other occurrence may be provided with such lodging, meals or refreshments as are necessary in the interests of efficiency.

Subsistence allowance for a volunteer member

11.—(1) A volunteer member of a brigade who attends at his station or at a fire or other occurrence in response to a call, or attends at his station in pursuance of any obligation he has undertaken to attend thereat at regular stated times for duties other than training shall be entitled in respect of the tour of duty performed on each such attendance to a subsistence allowance of an amount in accordance with the subjoined Table:

Provided that—

(*a*) in respect of attendance at a fire or other occurrence no subsistence allowance shall be payable where meals or refreshments are provided under the preceding paragraph to a value of two-thirds or more of the appropriate subsistence allowance; and

(*b*) in respect of attendance at the station the fire authority may instead of paying a subsistence allowance provide meals or refreshments to a value of two-thirds of the appropriate subsistence allowance:—

TABLE

Length of authorised tour of duty performed	Provision authorised
	s. d.
A tour of duty of less than 4 hours	0 9
A tour of duty of 4 hours or more but of less than 8 hours ...	1 6
A tour of duty of 8 hours or more but not exceeding 12 hours ...	3 0
A tour of duty exceeding 12 hours but not exceeding 18 hours ...	4 6
A tour of duty exceeding 18 hours but not exceeding 24 hours ...	6 0

(2) Where a tour of duty exceeds twenty-four hours the subsistence allowance in respect of the excess period shall be of the amount appropriate if the tour had begun at the end of the first twenty-four hours.

Free accommodation and allowance for attendance at training centres

12. A part-time member of a brigade—

(*a*) who attends the central training institution as a student or a local training centre as a student or instructor shall, so far as is necessary for the purpose of such attendance, be provided with meals and accommodation without charge to him;

(*b*) who attends the central training institution or a local training centre as a student may be granted compensation for remuneration lost in his private employment by reason of such attendance calculated in accordance with sub-paragraph (2) of paragraph 9 of this Schedule;

and in respect of such attendance he shall not be entitled to any payment under the preceding provisions of this Schedule.

Payments for attendance for civil defence instruction

13. A part-time member of a brigade who receives training with a view to his taking part in any form of civil defence may be paid 4s. in respect of each hour of such training and shall not, in respect of any such training for which payment as aforesaid is made, be entitled to any payment under the preceding provisions of this Schedule.

Instructor's allowance

14.—(1) A part-time member of a brigade who gives instruction to auxiliary firemen or instruction in any form of civil defence to part-time members of a brigade may be paid an allowance in accordance with the provisions of sub-paragraph (2) of this paragraph and in respect of such instruction he shall not be entitled to any payment under the preceding provisions of this Schedule.

(2) The said allowance may include

(*a*) in respect of each period of such instruction of one hour's duration, a fee not exceeding 10s. 6d.; and

(*b*) in respect of each occasion on which he gives such instruction, a sum in respect of his travelling expenses reasonably incurred for the purpose of giving such instruction of an amount approved by the Secretary of State.

Compensation for injury or disease

15.—(1) Where any part-time member of a brigade, in consequence of injury or disease caused by or arising out of the performance of his duty as such, and without his own default, loses remuneration in his private employment, he shall be paid for so long as he continues to lose such remuneration or for a period of twenty-six weeks, whichever is the less, compensation for such loss of remuneration at a rate equal to the loss or to the pay appropriate to a whole-time member of a brigade holding the same rank and having the same service in that rank as himself, whichever is the less.

(2) In computing loss of remuneration for the purposes of this paragraph there shall be deducted from such loss the amount of—

(*a*) any sickness benefit to which he may be entitled under the National Insurance Acts, 1946 and 1952;

(*b*) any injury benefit to which he may be entitled under the National Insurance (Industrial Injuries) Acts, 1946 to 1952;

(*c*) any weekly payments he receives under the Workmen's Compensation Acts, 1925 and 1945, by way of compensation for the injury or sickness causing the infirmity; and

(*d*) any payments which he is entitled to claim under any scheme made under the Personal Injuries (Emergency Provisions) Act, 1939.

(3) In computing service in a rank for the purpose of this paragraph, the following service shall be reckoned:—

(*a*) all service, whether continuous or not, in the rank or in any higher rank as a member of a brigade;

(*b*) all service in an equivalent or higher rank in the National Fire Service.

(4) Any payment under this paragraph shall cease at the date on which the member is discharged from the brigade with a pension under the Firemen's Pension Scheme.

Interpretation

16.—(1) In this Schedule the expression "retained member" in relation to a brigade means a part-time member of the brigade who has undertaken the obligations set out in paragraph 8 of this Schedule in return for the emoluments specified in paragraphs 1 to 7 of this Schedule, and the expression "volunteer member" in relation to a brigade means a part-time member of the brigade who has undertaken obligations as such a part-time member otherwise than as a retained member of the brigade.

(2) In reckoning an hour for the purposes of paragraph 3, 6 or 13 of this Schedule, or in reckoning an hour after the first two hours for the purposes of sub-paragraph (1) of paragraph 5 of this Schedule, or in reckoning an hour after the first hour for the purposes of sub-paragraph (2) of the said paragraph 5, a period of time which is less than a complete hour but which exceeds fifteen minutes shall be reckoned as a complete hour.

Regulation 9

SIXTH SCHEDULE

Suspension

1. Where a member of a brigade is suspended on the ground of absence from duty, the period of suspension shall, if the firemaster so directs, begin with the date which appears to him to be the date on which the absence commenced.

2. The period of suspension of a member of a brigade shall continue until it is terminated by the firemaster or until it is terminated by discharge from the brigade or until any disciplinary proceedings against the member of the brigade concerned have been concluded, whichever first happens:

Provided that where disciplinary proceedings have been contemplated but it has been decided that no such proceedings shall be taken, the firemaster shall forthwith terminate the suspension.

3. A member of a brigade who has been suspended shall not be entitled in respect of the period of suspension to any pay, but shall be paid—

(*a*) if he has been suspended on the ground of absence from duty, such suspension allowance, if any, as may from time to time be directed by the firemaster;

(*b*) in any other case such suspension allowance, not being less than half his pay, as may from time to time be so directed:

Provided that—

(i) if the suspension of a member of a brigade terminates without his having been found guilty of an offence against discipline or a criminal offence, he shall receive in respect of the period of suspension the pay which he would, but for the suspension, have received, less the amount of any suspension allowance paid to him;

(ii) where a member of a brigade is found guilty of an offence against discipline, the award in respect of the offence may contain a direction that the member shall be treated as having been suspended only for a specified part of the period of his suspension, and where a member is found guilty of a criminal offence the firemaster may give a similar direction, and where such a direction is given the member shall receive

in respect of the remainder of that period of suspension the sum which he would have received in respect thereof if he had not been found guilty;

(iii) no suspension allowance shall be paid in respect of any period during which a member of a brigade is in legal custody following on a sentence of a court.

Regulation 12 (1)

SEVENTH SCHEDULE

REGULATIONS REVOKED

The Fire Services (Conditions of Service) (Scotland) Regulations, 1948(a).

The Fire Services (Ranks) (Scotland) (No. 2) Regulations, 1948(b).

The Fire Services (Conditions of Service) (Scotland) (Amendment) Regulations, 1948(c).

The Fire Services (Conditions of Service) (Scotland) (Amendment) (No. 2) Regulations, 1948(d).

The Fire Services (Conditions of Service) (Scotland) (Amendment) (No. 3) Regulations, 1948(e).

The Fire Services (Conditions of Service) (Scotland) Regulations, 1949(f).

The Fire Services (Conditions of Service) (Scotland) (Amendment) Regulations, 1949(g).

The Fire Services (Conditions of Service) (Scotland) (Amendment) (No. 2) Regulations, 1949(h).

The Fire Services (Conditions of Service) (Scotland) Regulations, 1950(i).

The Fire Services (Conditions of Service) (Scotland) (Amendment) Regulations, 1950(j).

The Fire Services (Conditions of Service) (Scotland) Regulations, 1951(k).

The Fire Services (Conditions of Service) (Scotland) (Amendment) Regulations, 1951(l).

The Fire Services (Conditions of Service) (Scotland) (Amendment) (No. 2) Regulations, 1951(m).

The Fire Services (Conditions of Service) (Scotland) Amendment No. 3 Regulations, 1951(n).

The Fire Services (Conditions of Service) (Scotland) Amendment No. 4 Regulations, 1951(o).

The Fire Services (Conditions of Service) (Scotland) Regulations, 1952(p).

The Fire Services (Conditions of Service) (Scotland) Amendment Regulations, 1952(q).

The Fire Services (Conditions of Service) (Scotland) Amendment No. 2 Regulations, 1952(r).

The Fire Services (Conditions of Service) (Scotland) Regulations, 1953(s).

The Fire Services (Conditions of Service) (Scotland) Amendment Regulations, 1953(t).

The Fire Services (Conditions of Service) (Scotland) Regulations, 1954(u).

(a) S.I. 1948/941 (Rev. VII, p. 853: 1948 I, p. 1158).
(b) S.I. 1948/1021 (Rev. VII, p. 851: 1948 I, p. 1156).
(c) S.I. 1948/1499 (Rev. VII, p. 853: 1948 I, p. 1176).
(d) S.I. 1948/1954 (Rev. VII, p. 853: 1948 I, p. 1178).
(e) S.I. 1948/2818 (Rev. VII, p. 853: 1948 I, p. 1183).
(f) S.I. 1949/877 (1949 I, p. 1681).
(g) S.I. 1949/1634 (1949 I, p. 1684).
(h) S.I. 1949/2253 (1949 I, p. 1686).
(i) S.I. 1950/405 (1950 I, p. 703).
(j) S.I. 1950/887 (1950 I, p. 706).
(k) S.I. 1951/291 (1951 I, p. 700).
(l) S.I. 1951/775 (1951 I, p. 703).
(m) S.I. 1951/1473 (1951 I, p. 705).
(n) S.I. 1951/1766 (1951 I, p. 706).
(o) S.I. 1951/2299 (1951 I, p. 708).
(p) S.I. 1952/334 (1952 I, p. 1068).
(q) S.I. 1952/1640 (1952 I, p. 1072).
(r) S.I. 1952/2170 (1952 I, p. 1073).
(s) S.I. 1953/547 (1953 I, p. 760).
(t) S.I. 1953/1316 (1953 I, p. 763).
(u) S.I. 1954/329, p. 871 above.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations consolidate, with amendments, the Regulations set out in the Seventh Schedule, which are revoked by Regulation 12.

The main changes are as follows:—

Part 1 of the Third Schedule provides for reimbursement of certain National Health Service charges;

the Fourth Schedule makes further provision for the payment of allowances to whole-time members of a brigade, in paragraph 20, in respect of removal expenses on transfer to the brigade and, in paragraph 26, in respect of additional responsibilities;

paragraph 13 of the Fifth Schedule provides for the making of payments to part-time members of a brigade in respect of attendance for civil defence training.

1954 No. 1628 (S. 178)

The Fire Services (Nomenclature) (Scotland) Regulations, 1954

Made - - - -	*3rd December*, 1954
Laid before Parliament	*13th December*, 1954
Coming into Operation	*23rd December*, 1954

In exercise of the powers conferred on me by subsection (1) of section seventeen of the Fire Services Act, 1947(a), I hereby make the following Regulations:—

1. These Regulations may be cited as the Fire Services (Nomenclature) (Scotland) Regulations, 1954, shall come into operation on the 23rd December, 1954, and shall apply only to Scotland.

2. In these Regulations the expression "brigade" means a fire brigade maintained under the provisions of the Fire Services Act, 1947.

3. The ranks of members of a brigade heretofore known by the names specified in the first column of the following Table shall be known by the names set opposite thereto in the second column thereof:—

Table

Divisional Officer	Divisional Officer (Grade II).
Column Officer	Divisional Officer (Grade III).
Senior Company Officer ...	Assistant Divisional Officer.
Company Officer	Station Officer.
Section Leader	Sub-Officer.

4. The Regulations specified in the Schedule to these Regulations shall be amended as specified in that Schedule.

Dated this 3rd day of December, 1954.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

(a) 10 & 11 Geo. 6. c. 41.