The Fire Services (Transfer of Pension Assets) Regulations, 1951

1951 No. 286

Made - - - -	*20th February*, 1951
Laid before Parliament	*21st February*, 1951
Coming into Operation	*1st March*, 1951

In pursuance of the powers conferred upon me by paragraphs 3 and 11 of the Fifth Schedule to the Fire Services Act, 1947(a), I hereby make the following Regulations:—

1. In paragraph (1) of Regulation 2 of the Fire Services (Transfer of Pension Assets) Regulations, 1950(b) (which deals with transfer payments to fire authorities by authorities formerly responsible for firemen's pensions), the words " to meet liabilities for pensions, allowances and gratuities both in respect of members of a fire brigade and of persons who were not members of a fire brigade " shall be omitted.

2. These Regulations may be cited as the Fire Services (Transfer of Pension Assets) Regulations, 1951, and shall come into operation on the first day of March, 1951.

J. Chuter Ede,
One of His Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
20th February, 1951.

RANKS AND CONDITIONS OF SERVICE

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

1951 No. 291 (S. 10)

Made - - - -	*19th February*, 1951
Laid before Parliament	*22nd February*, 1951
Coming into Operation	*1st March*, 1951

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 (Conditions of Service) (Scotland) Regulations, 1951, and shall come into operation on the first day of March, 1951.

(a) 10 & 11 Geo. 6. c. 41. (b) S.I. 1950 (No. 468) I, p. 688.

2. After sub-paragraph (4) of paragraph 7 of the Fourth Schedule to the Fire Services (Conditions of Service) (Scotland) Regulations, 1948(**a**), there shall be added the following sub-paragraph:

"(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(**b**), 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 count 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."

3. For sub-paragraph (1) of paragraph 16 of the Fourth Schedule to the said Regulations there shall be substituted the following sub-paragraph:—

"(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 suitable 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."

4. In sub-paragraph (2) (*b*) (i) of paragraph 19 of the Fourth Schedule to the said Regulations for the words "an absence of not less than twenty-four hours" there shall be substituted the words "an absence of less than twenty-four hours".

5.—(1) For sub-paragraph (2) (*b*) of paragraph 25 of the Fourth Schedule to the said Regulations there shall be substituted the following sub-paragraph:—

(**a**) S.I. 1948 (No. 941) I, p. 1158;
and *see* S.I. 1948 (No. 1954) I, p. 1178;
S.I. 1948 (No. 2818) I, p. 1183;
S.I. 1949 (No. 877) I, p. 1681;
S.I. 1949 (No. 1634) I, p. 1684;
S.I. 1949 (No. 2253) I, p. 1686;
S.I. 1950 (No. 405) I, p. 703;
S.I. 1950 (No. 887) I, p. 706.

(**b**) 7 & 8 Geo. 6. c. 15.

"(*b*) in respect of each occasion that 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."

(2) After sub-paragraph (2) of the said paragraph there shall be added the following sub-paragraph:—

"(3) (*a*) A member of a brigade to whom this sub-paragraph applies who gives instruction to auxiliary firemen 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."

6. In paragraph 6 of the Fifth Schedule to the said Regulations for the words "at the rate of 3s. an hour" there shall be substituted the words "3s. in respect of each hour."

7. For sub-paragraph (2) (*b*) of paragraph 10B of the Fifth Schedule to the Regulations there shall be substituted the following sub-paragraph:—

"(*b*) in respect of each occasion that 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."

8. For sub-paragraph (2) of paragraph 12 of the Fifth Schedule to the said Regulations there shall be substituted the following sub-paragraph:—

"(2) In reckoning an hour for the purposes of paragraph 3 or 6 of this Schedule or in reckoning an hour after the two hours for the purpose of paragraph 5 of this Schedule a period of time less than a complete hour but which exceeds fifteen minutes shall be reckoned as a complete hour."

Hector McNeil,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
19th February, 1951.

EXPLANATORY NOTE

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

Regulation 2 makes provision for the counting of war service for the purposes of pay of members of a brigade above the rank of fireman.

Regulation 3 makes provision as to the conditions for the grant of lodging allowances.

Regulation 4 corrects an error in the existing Regulations.

Regulations 5 and 7 provide for the payment of travelling expenses to instructors of auxiliary firemen and for the payment of an allowance to whole time members of a brigade acting as instructors whose periods of duty are not based on a 60 or 48 hour week.

Regulation 8 provides for the calculation of hourly rates of pay to retained firemen, and

Regulation 6 is a consequential provision.