EXPLANATORY NOTE

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

Regulation 1 provides that service during a temporary promotion shall count on permanent promotion for the purpose of reckoning pay. Regulation 2 provides that unpaid leave may be granted and Regulation 4 is consequential thereon. Regulation 3 provides for the grant of an allowance to a member of a brigade performing the duties of another member of the brigade of higher rank. Regulation 5 deals with compensatory grant. Regulation 6 provides for the payment of removal expenses. Regulation 7 provides that part-time members attending a central training institution or a local training centre may be compensated for loss suffered in their private employment in consequence. Regulations 6 and 7 also re-enact existing provisions.

The Fire Services (Ranks and Conditions of Service) (No. 2) Regulations, 1950

1950 No. 686

Made - - - -	*26th April*, 1950
Laid before Parliament	*27th April*, 1950
Coming into Operation	*28th April*, 1950

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

1.—(1) For the Fourth Schedule to the Fire Services (Ranks and Conditions of Service) Regulations, 1948(**b**), there shall be substituted the Fourth Schedule set out in the Schedule hereto.

(2) Section thirty-eight of the Interpretation Act, 1889(**c**), shall apply as if this Regulation were an Act of Parliament and as if the Schedule revoked by this Regulation were an Act of Parliament repealed by an Act of Parliament.

2. These Regulations may be cited as the Fire Services (Ranks and Conditions of Service) (No. 2) Regulations, 1950, and shall come into operation on the twenty-eighth day of April, 1950.

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

Home Office,
Whitehall.
26th April, 1950.

(**a**) 10 & 11 Geo. 6. c. 41.
(**b**) S.I. 1948 (No. 546) I, p. 1127;
and *see* S.I. 1948 (No. 605) I, p. 1145;
S.I. 1948 (No. 1782) I, p. 1148;
S.I. 1948 (No. 2570) I, p. 1154;
S.I. 1949 (No. 624) I, p. 1675;
S.I. 1949 (No. 2162) I, p. 1679; and
S.I. 1950 No. 38, p. 720 above.
(**c**) 52 & 53 Vict. c. 63.

SCHEDULE

FOURTH SCHEDULE

EMOLUMENTS OF WHOLE-TIME MEMBERS

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PART I

Pay

Pay of chief officer and assistant chief officer

1. The rate of pay of a chief officer and an assistant chief officer 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.—(1) Subject to the following provisions of this Part of this Schedule 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 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 (Grade I)	915 a year	20	1,015 a year
Divisional Officer (Grade II)	790 ,,	15	865 ,,
Divisional Officer (Grade III)	715 ,,	15	790 ,,
Assistant Divisional Officer	665 ,,	10	715 ,,
Station Officer	565 ,,	10	615 ,,

(2) The rate of pay of a group officer shall be £430 a year and the rate of pay of an assistant group officer shall be £360 a year.

(3) Subject to the following provisions of this Part of this Schedule the rate of pay of a sub-officer shall be in accordance with the following scale:—

During the 1st year of service in that rank 173s. 0d. weekly.
During the 2nd year of service in that rank 176s. 0d. weekly.
During the 3rd year of service in that rank 179s. 0d. weekly.
During the 4th year of service in that rank 182s. 0d. weekly.
During the 5th year of service in that rank 185s. 0d. weekly.
During the 6th year of service in that rank 188s. 0d. weekly.

(4) The rate of pay of a senior leading firewoman shall be £340 a year.

(5) Subject to the following provisions of this Part of this Schedule the rate of pay of a leading fireman shall be in accordance with the following scale:—

During the 1st year of service in that rank 150s. 0d. weekly.
During the 2nd year of service in that rank 153s. 0d. weekly.
During the 3rd year of service in that rank 156s. 0d. weekly.
During the 4th year of service in that rank 159s. 0d. weekly.
During the 5th year of service in that rank 162s. 0d. weekly.
During the 6th year of service in that rank 165s. 0d. weekly.
During the 7th year of service in that rank 168s. 0d. weekly.

(6) The rate of pay of a leading firewoman shall be £300 a year.

Special pay provisions for certain officers

3. A member of a brigade who, immediately before the twenty-eighth day of April, 1950, held the rank of divisional officer (Grade I, II or III), assistant divisional officer or station 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*) A leading fireman who was promoted to that rank before the twenty-eighth day of April, 1950, and who on that date would be entitled to a rate of pay as a fireman under paragraphs 5 and 6 of this Schedule had he not been so promoted equal to or higher than the rate of pay to which he is entitled under sub-paragraph (5) of paragraph 2 of this Schedule shall be entitled to pay at the rate in the scale set out in the said sub-paragraph (5) next above the rate of pay to which he would have been so entitled as a fireman and shall receive after the said date an increment in the said scale on the completion of each year of service in the rank of leading fireman, provided that if immediately before the said date he was entitled under the proviso to sub-paragraph (1) of paragraph 4 of Part I of the Fourth Schedule to the Fire Services (Ranks and Conditions of Service) Regulations, 1948(a), as amended, to receive an increment on each anniversary of the date on which he last received an increment in his pay, he shall after the said date receive an increment in the said scale on the completion of each year of service from the date on which he last received an increment in his pay.

(*b*) A leading fireman who immediately before the twenty-eighth day of April, 1950, was entitled under the proviso to sub-paragraph (1) of paragraph 4 of Part I of the Fourth Schedule to the Fire Services (Ranks and Conditions of Service) Regulations, 1948, as amended, to a higher rate of pay than he would have been entitled to had that proviso not applied shall have the corresponding rate in the scale set out in sub-paragraph (5) of the said paragraph 2 as he had in the scale subjoined to sub-paragraph (1) of the said paragraph 4 and shall receive after the said date increments in the said scale on the dates on which he would have received increments had the said proviso continued to apply to him.

(*c*) Where but for this sub-paragraph both sub-paragraphs (*a*) and (*b*) would apply to a leading fireman and each sub-paragraph would grant him a different rate of pay, that sub-paragraph shall apply which on the twenty-eighth day of April, 1950, would grant him a higher rate of pay.

(2) A fireman who is promoted to leading fireman after the twenty-eighth day of April, 1950, and who immediately before such promotion was in receipt of pay under paragraphs 5 and 6 of this Schedule at the rate of 149s. or more weekly shall immediately on promotion be entitled to pay at the rate in the scale set out in sub-paragraph (5) 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.

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 nineteen years shall be in accordance with the following scale but in applying that scale service before attaining that age shall be disregarded:—

During the 1st and 2nd years of service after appointment 131s. 0d. weekly.
During the 3rd year of service after appointment 134s. 0d. weekly.
During the 4th year of service after appointment 137s. 0d. weekly.
During the 5th year of service after appointment 140s. 0d. weekly.
During the 6th year of service after appointment 143s. 0d. weekly.
During the 7th year of service after appointment 146s. 0d. weekly.
During the 8th year of service after appointment 149s. 0d. weekly.
During the 9th year of service after appointment 152s. 0d. weekly.

(a) S.I. 1948 (No. 546) I, p. 1127; and *see* S.I. 1948 (No. 1782) I, p. 1148.

(*b*) the rate of pay of a firewoman who has attained the age of twenty years shall be in accordance with the following scale:—

During the 1st year of service after appointment £245 a year.
During the 2nd year of service after appointment £255 a year.
During the 3rd year of service after appointment £265 a year.
During the 4th year of service after appointment £275 a year.
During the 5th year of service after appointment £285 a year.

(2) The rate of pay of a firewoman who has not attained the age of twenty years shall be as set out in the subjoined Table:—

TABLE

Before attaining the age of 17 years	£185 a year
During the 18th year of age...	£200 „
During the 19th year of age...	£215 „
During the 20th year of age...	£230 „

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 chief officer 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 chief officer is satisfied as aforesaid.

(3) As soon as a fireman has completed ten or, as the case may be, fifteen years of service, the chief officer 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 chief officer 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 fireman shall be given a written warning of the opinion of the chief officer, 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 chief officer 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 nineteen years.

Increased pay for men stationed in London

7. The rate of pay of a member of a brigade below the rank of assistant chief officer whose usual place of duty is at a station in the metropolitan police district or the City of London police area shall be increased—

(*a*) by 10s. a week if he is a sub-officer, leading fireman, or fireman; and

(*b*) by £26 a year in the case of any other such member:

Provided that this paragraph shall not apply to a member who is a recruit at a local training centre other than a recruit who is a member of a brigade for an area wholly within the metropolitan police district and the City of London police area.

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

8.—(1) A member of a brigade who—

(*a*) on the thirty-first day of March, 1949, held one of the following ranks, namely, divisional officer (Grade I, II or III), assistant divisional officer, station officer, sub-officer or leading fireman,

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

(*c*) either was transferred to a brigade from the National Fire Service or, having been discharged from that service on the thirty-first day of March, 1948, joined a brigade on the first day of April, 1948, and

(*d*) has since the first day of April, 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 count a period or periods during which he held in the National Fire Service a rank higher than or equivalent to the rank he holds.

(2) Subject to sub-paragraph (1) of paragraph 10 of this Schedule if such a member on the thirty-first day of March, 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 first day of April, 1948, is or has been reduced in rank as a punishment shall not be entitled to count under this paragraph any period of service before the date of such reduction.

(4) For the purposes of this paragraph each of the ranks in the National Fire Service set out in the second column of the Table subjoined to this sub-paragraph shall be deemed to be the equivalent of the rank set opposite to it in the first column of the said Table and a rank higher than the appropriate rank in the National Fire Service shall be deemed to be a higher rank than the equivalent rank in a fire brigade:—

TABLE

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

The counting by firemen and firewomen of certain previous service

9. 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 first day of May, 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 first day of May, 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(**a**), 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(**b**),

but in calculating such service there shall be disregarded any period of service which was not whole-time paid service, and for the purpose only of applying the scale set out in sub-paragraph (1) (*a*) of paragraph 5 of this Schedule in relation to members of the London Fire Brigade or the West Ham Fire Brigade in whose case the Firemen's Pension Scheme has effect under the provisions of subsection (2) of section twenty-seven of the Act, subject to the modifications referred to in that subsection, there shall also be disregarded any period of service in either of those brigades (other than service in the London Fire Brigade as a member entitled to benefit from the superannuation and provident fund established by virtue of the London Council (General Powers) Act, 1891(**c**)) in excess of eight years; 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(**d**), 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.

General provisions for counting service

10.—(1) A member of a brigade who at the end of a period of temporary promotion reverts to the rank he held immediately before that period shall thereafter be deemed for the purpose of reckoning service under the preceding provisions of this Schedule and for the purposes of paragraphs 3 and 4 of this Schedule to have held during that period the rank to which he so reverts.

(2) For the purpose of reckoning service under the preceding provisions of this Schedule—

(*a*) 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 to count any previous period or periods of service in that rank in that brigade during a temporary promotion thereto;

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

(**a**) 1 & 2 Geo. 6. c. 72.
(**b**) 4 & 5 Geo. 6. c. 15.
(**c**) 54 & 55 Vict. c. ccvi.
(**d**) 7 & 8 Geo. 6. c. 15.

The counting of service on transfer

11.—(1) After transfer from one brigade to another a member of a brigade for the purposes of the preceding provisions of this Schedule shall be entitled to count in addition to the service he is entitled to count under those provisions in the new brigade the service that he was entitled to count in his old brigade immediately before the date of transfer and for the purposes of sub-paragraph (1) (*d*) of paragraph 8 of this Schedule he shall be deemed to have served continuously in one brigade.

(2) Where a member of a brigade has before joining a brigade retired from the same or another brigade, the fire authority may, if they think fit, allow for the purposes of the preceding provisions of this Schedule the member to count in addition to the service he is entitled to count under those provisions in the new brigade the service that he was entitled to count in his old brigade immediately before he retired and for the purposes of sub-paragraph (1) (*d*) of paragraph 8 of this Schedule he may, if the fire authority think fit, be deemed to have served continuously in one brigade.

Additional pay for acting as an assistant

12. The rate of pay of a member of a brigade who is required, in addition to his ordinary duties, to act as assistant to an officer of higher rank may be increased by an amount determined, with the approval of the Secretary of State, by the fire authority.

Additional pay for performing the duties of a higher rank

13.—(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 a 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 additional pay in respect of the last-mentioned period.

(2) The additional pay 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 additional pay of the first-mentioned member shall be such that when added to the pay to which he is entitled without such additional pay the aggregate is not less than the minimum nor greater than the maximum rate of pay for the rank held by the second-mentioned member.

(3) 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, if the pay to which he is entitled in the rank to which he is temporarily promoted is less than that to which he would have been entitled if he had not been promoted but had, in respect of the performance of those duties, become entitled to additional pay under the preceding sub-paragraphs of this paragraph, shall be entitled to additional pay equal to the difference.

(4) This paragraph shall only apply 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 designated deputy chief officer.

Unpaid leave

14. 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

Provision of accommodation or rent allowance for chief officer and assistant chief officer

15. A chief officer and an assistant chief officer 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, and where such accommodation is provided the fire authority may also provide free fuel and light.

Provision of accommodation for other ranks

16. A fire authority may provide residential accommodation for members of the brigade below the rank of assistant chief officer 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 free fuel and light.

Lodging allowance

17.—(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*) is—

(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;

(*b*) is living apart from his family in lodgings or on brigade premises, and

(*c*) satisfies the chief officer 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 his usual place of duty such that he can 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 is 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 is to be equal to the actual cost incurred by the member in question on board and lodging less a deduction of 1s. a day if his pay is £4 10s. a week or less, 1s. 6d. a day if his pay is greater than £4 10s. a week but not more than £375 a year and 2s. a day if his pay

is more than £375 a year 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 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 (Grade II) or officer of higher rank	47 0 wkly.	24 6 wkly.	33 0 wkly.	17 6 wkly.
Divisional Officer (Grade III) Assistant Divisional Officer	45 6 „	24 6 „	32 0 „	17 6 „
Station Officer ... ... Group Officer ... ... Assistant Group Officer ...	38 6 „	24 6 „	27 6 „	17 6 „
Sub-Officer ... ... Senior Leading Firewoman ...	31 6 „	24 6 „	22 6 „	17 6 „

(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 chief officer 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

18.—(1) A member of a brigade who, not being entitled to a lodging allowance under paragraph 17 of this Schedule and not being in receipt of a payment under sub-paragraph (6) of the said paragraph 17, has been transferred from his original station to another station and is thereby put to expense in travelling between that other station and his home in his off-duty periods additional to the expense of travelling between the original station and his home in such periods, may be paid the amount of such additional expense.

(2) In this paragraph the expression "original station" in relation to—

(*a*) a member of the brigade, being a person who became such a member on the first day of April, 1948, who either has been transferred thereto by virtue of Regulation 3 of the Fire Services (Transfer of Persons) Regulations, 1948(a), or would have been so transferred if he had not been discharged from the National Fire Service on the thirty-first day of March, 1948, or, as the case may be, if he had not been transferred thereto under Regulation 1 of the said Regulations, means the first station at which he was stationed while a member of the National Fire Service, and

(*b*) any other member of the brigade, means the first station at which he was stationed while a member of the brigade.

Provision of accommodation at training centres

19.—(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.

(a) S.I. 1948 (No. 332), I, p. 1185.

(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 17 of this Schedule.

Subsistence allowance

20.—(1) A member of a brigade who is absent on duty from his home and his usual place of duty for seven hours or more and necessarily incurs additional expense in obtaining food or lodging or both shall be paid a subsistence allowance in accordance with the provisions of this paragraph.

(2) The subsistence allowance shall be—

(*a*) at the night rate in respect of each time during such an absence it is necessary for him to procure sleeping accommodation ;

(*b*) at the day rate in respect of—

(i) an absence of not less than twenty-four hours if during such absence it is not necessary for him to procure sleeping accommodation ;

(ii) any part of an absence of more than twenty-four hours which is left over after deducting from the total period of absence as many complete consecutive periods of twenty-four hours as possible if the part so left over is seven hours or more and during that part it is not necessary for him to procure sleeping accommodation ;

and the amounts of the day rate and the night rate and their respective variations in respect of differing periods shall be those set opposite in the subjoined Table to the rank the member in question holds:—

TABLE

Rank	Short Term (Rates per night)		Long Term (Rates per night)		Day Rates	
	11 nights or less in one place		28 nights or less but more than 11 nights in one place			
	First 7 nights	Thereafter	First 5 nights	Next 23 nights	10 hours or more	7 hours or more
Col. (1)	Col. (2)	Col. (3)	Col. (4)	Col. (5)	Col. (6)	Col. (7)
	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
Divisional Officer (Grade II) or officer of higher rank	30 0	25 6	30 0	16 6	7 6	3 0
Divisional Officer (Grade III) Assistant Divisional Officer	24 0	18 0	24 0	12 0	6 0	3 0
Station Officer ... ... Group Officer ... ... Assistant Group Officer ...	21 0	15 0	21 0	10 6	5 0	2 6
Sub-Officer ... ... Senior Leading Firewoman	17 6	12 6	17 6	7 6	4 0	2 3
Leading Fireman ... ... Fireman ... ... Leading Firewoman ... Firewoman	15 0	10 0	15 0	7 6	3 6	2 0

(3) If a member of a brigade is so absent for a continuous period exceeding twenty-eight days at one place, he shall, if he is such a person as is described in sub-paragraph (1) (*a*) of paragraph 17 of this Schedule, be paid a lodging allowance in respect of such excess period of absence of the amount specified in the said paragraph 17.

(4) Where a member of a brigade is originally instructed to be so absent for a period of more than eleven days or, having been absent for less than eleven days, is instructed to prolong his absence for a period of more than eleven days, subsistence allowance will be payable to him at the long term rates set out in the Table subjoined to sub-paragraph (2) of this paragraph, if he was originally instructed to be so absent, from the beginning of his absence or, if he was instructed to prolong his absence, from the third day after he received the instruction or the end of the eleventh day of his absence, whichever is the earlier.

(5) For the purpose of applying the Table subjoined to sub-paragraph (2) of this paragraph absence from the place to which a member of a brigade is originally sent from his usual place of duty for two days or less on duty or for any period on leave shall be disregarded.

(6) If it is necessary for the purpose of duty for a member of a brigade to lodge in the same lodging as another member of his brigade entitled to a higher rate of subsistence allowance, the member first mentioned may, while so lodging, be paid subsistence allowance at the rate next above that to which he would otherwise be entitled.

(7) Where a member of a brigade is required to report to the same place on a series of occasions to which this sub-paragraph applies, subsistence allowance shall be payable to him in respect of the seventh and succeeding of such occasions at half the rate set out in the Table subjoined to sub-paragraph (2) of this paragraph.

This sub-paragraph applies to a series of occasions each of which is separated from the previous one by a period of not more than three days and in respect of each of which the member would be entitled, but for this sub-paragraph, to subsistence allowance at the day rate.

(8) If a member of a brigade is so absent but is provided with free board or free lodging or both out of public funds, the fire authority may reduce the subsistence allowance or abrogate it.

(9) Nothing in this paragraph shall entitle a member of a brigade to subsistence allowance in respect of an absence from his usual place of duty for the purpose of attendance at a fire or other occurrence or at an exercise.

(10) In relation to a student attending at the central training institution or a student attending at, or an instructor appointed to, a local training centre who for the purposes of such attendance or appointment is provided with free lodging, the central training institution or the local training centre, as the case may be, shall, for the purposes of this paragraph, be deemed to be his usual place of duty.

Removal expenses allowance

21.—(1) A fire authority may pay grants in circumstances and of amounts approved by the Secretary of State in respect of expenses incurred by members of brigades in taking up duty in consequence of their transfer to the brigade from the National Fire Service.

(2) Where a member of a brigade moves from one home to another in consequence of an order of a fire authority—

(*a*) the fire authority may require him to submit not more than three tenders by contractors for the cost of the removal and shall pay him a sum equal to the actual cost of removal, or if tenders are required by them, the amount of the tender approved by them, whichever is the less ;

(*b*) the fire authority may pay to him grants of amounts not exceeding those approved by the Secretary of State in respect of any expenses incidental to such removal, other than the cost of removal.

Uniform allowance

22. A member of a brigade above the rank of sub-officer 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

23. A member of a brigade of a rank below that of station officer or assistant group officer who is employed on a duty system maintained under paragraph 3 of Part I of the First Schedule to these Regulations which comprises duty periods of twelve hours or more may be provided with free meals—

(*a*) if the period of duty is not less than twelve but not more than twenty-four hours, to a value of 1s.;

(*b*) if the period of duty exceeds twenty-four hours, in respect of each complete period of twenty-four after the first, to a value of 1s. 6d.

Further provision as to free meals

24. Where a member of a brigade of the rank of station officer or assistant group officer or any higher rank was immediately before the first day of April, 1948, in receipt of free meals in accordance with the scale in paragraph 23 of this Schedule, he shall be entitled to the provision of free meals on that scale as long as the duty system which governed his hours of duty immediately before the first day of April, 1948, continues to govern his hours of duty.

Retaining and other fees for certain members

25.—(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 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 he holds:—

TABLE

Sub-Officer	£12
Leading Fireman	£10
Fireman	£8

(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.

Mess manager's allowance

26. A member of a brigade who undertakes the duties of mess manager or deputy mess manager may be paid an allowance approved by the Secretary of State.

Instructor's allowance

27.—(1) A member of a brigade who gives instruction to auxiliary firemen 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 that he gives such instruction, an allowance equal to the amount by which his travelling expenses, reasonably incurred for that purpose, exceed 1s.

Compensatory grant

28.—(1) In the years commencing on the sixth day of April, 1949, 1950 and 1951, a member of a brigade and in subsequent years a chief officer and an assistant chief officer who has, during the preceding year, paid income tax in respect of a supplementary allowance or any compensatory grant mentioned in this paragraph paid or made to him either in the year commencing on the sixth day of April, 1948, or in respect of his service in the brigade shall be paid a compensatory grant.

(2) The amount of compensatory grant shall be equal to the amount by which the income tax in fact deducted during the preceding year according to the tax tables prepared or prescribed by the Commissioners of Inland Revenue from the said person's emoluments either in the year commencing on the sixth day of April, 1948, or in respect of his service in the brigade is increased by virtue of the inclusion in such emoluments of a supplementary allowance or any compensatory grant mentioned in this paragraph made or paid to him.

(3) The compensatory grant may, except in the circumstances described in sub-paragraph (4) of this paragraph, be paid by such instalments throughout the year in which it is payable as the fire authority may determine.

(4) Where in either of the years commencing on the sixth day of April, 1949 and 1950, a member of a brigade and in any subsequent year a chief officer or an assistant chief officer, leaves the brigade or dies whilst serving in the brigade, he or his personal representatives, as the case may be, shall be paid the whole of the compensatory grant due to the said person during that year and, in addition, shall be paid a further compensatory grant equal to the amount by which the income tax in fact deducted between the beginning of the year and the date on which he leaves the brigade or dies, according to the tax tables prepared or prescribed by the Commissioners of Inland Revenue, from the said person's emoluments in respect of his service in the brigade during that period is increased by virtue of the inclusion in such emoluments of a supplementary allowance or any compensatory grant mentioned in this paragraph paid or made to him.

(5) This paragraph shall apply in relation to a payment made in accordance with paragraph 2 of the General Fire Force Instruction No. 15/1948 as it applies in relation to a compensatory grant, and the expression "compensatory grant" shall be construed accordingly.

(6) For the purposes of this paragraph—

(*a*) the expression "year" means the year commencing on the sixth day of April and ending on the following fifth day of April,

(*b*) the expression "supplementary allowance" includes a rent allowance paid to a chief officer or an assistant chief officer, and

(*c*) where a member of a brigade has served more than once in the same brigade references in this paragraph to service in the brigade shall be construed as references to his service therein since his last appointment thereto.

Allowance consequent on the consolidation of rates of pay

29.—(1) Where the rate of the emoluments of a male member of a brigade below the rank of assistant chief officer calculated in accordance with sub-paragraph (2) of this paragraph immediately before the twenty-eighth day of April, 1950, (hereafter in this paragraph referred to as "the appointed day") is greater than his rate of pay calculated in accordance with paragraphs 1 to 11 of this Schedule on the appointed day, that member shall receive an allowance being the difference between the said rates until the allowance is terminated or varied in accordance with sub-paragraph (3) of this paragraph.

(2) The emoluments of a member of a brigade for the purposes of the preceding sub-paragraph immediately before the appointed day shall be the aggregate of—

(*a*) his rate of pay immediately before the appointed day calculated in accordance with Part I of the Fourth Schedule to the Fire Services (Ranks and Conditions of Service) Regulations, 1948(a), as amended, other than sub-paragraph (1) of paragraph 10A, and paragraphs 11 and 12 thereof;

(*b*) (i) if immediately before the appointed day he was in receipt of a supplementary allowance the supplementary allowance that he was entitled to immediately before such day 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 appointed day 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 is at an annual or weekly rate;

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

For the purposes of this sub-paragraph 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 and further compensatory grant means any such grant payable under sub-paragraph (4) of paragraph 28 of this Schedule or payable under sub-paragraph (4) of paragraph 2A of Part II of the Fourth Schedule to the Fire Services (Ranks and Conditions of Service) Regulations, 1948(b), as amended before the appointed day.

(3) (*a*) Where a member of a brigade who on the appointed day holds a rank to which he has been temporarily promoted, subsequently reverts to the rank he held before such temporary promotion, for the purpose of calculating after such reversion the allowance referred to in sub-paragraph (1) of this paragraph for his rates of pay immediately before and on the appointed day calculated in accordance with the foregoing provisions of this paragraph there shall be substituted the rates of pay to which he would have been entitled immediately before and on the appointed day had he not been temporarily promoted.

(*b*) Where after the appointed day a member of a brigade is promoted to the rank of assistant chief officer, the allowance referred to in sub-paragraph (1) of this paragraph shall be terminated:

Provided that, if he is temporarily promoted to that rank and subsequently reverts to the rank he held before such promotion, he shall after such reversion receive the allowance to which he would be entitled under this paragraph had he not been so promoted.

(*c*) A member of a brigade who after the appointed day is promoted to the rank of station officer or to any higher rank below that of assistant chief officer, shall receive after his promotion while holding the rank to which he is promoted an allowance calculated as follows in place of the allowance referred to in sub-paragraph (1) of this paragraph:—

Where the rate of emoluments calculated in accordance with sub-paragraph (2) of this paragraph to which the member was entitled immediately before the appointed day is greater than the rate of pay to which he is entitled from

(a) S.I. 1948 (No. 546) I, p. 1127; and *see*
S.I. 1948 (No. 1782) I, p. 1148;
S.I. 1948 (No. 2570) I, p. 1154;
S.I. 1949 (No. 624) I, p. 1675; and
S.I. 1950 No. 38, p. 720 above.

(b) S.I. 1948 (No. 546) I, p. 1127; and *see*
S.I. 1948 (No. 1782) I, p. 1148.

time to time after his promotion calculated in accordance with paragraphs 1 to 11 of this Schedule, the member shall receive an allowance being the difference between the said rates so long as there continues to be such a difference:

Provided that if he is temporarily promoted to any such rank and subsequently reverts to the rank he held before such promotion, he shall after such reversion receive the allowance to which he would be entitled under this paragraph had he not been so promoted.

EXPLANATORY NOTE

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

These Regulations consolidate with amendments the previously existing Fourth Schedule. The main amendments are made in paragraphs 2, 4 and 5 (which relate to rates of pay), paragraph 6 (which relates to long-service increments), paragraph 7 (which provides for higher pay for men stationed in London), paragraph 16 (which relates to payment for residential accommodation provided by a fire authority), paragraph 28 (which relates to compensatory grant), and paragraph 29 (which provides for an allowance consequent on the foregoing provisions and the abolition of supplementary allowances).

FISHERIES

The Sea Fisheries (Scotland) Byelaw (No. 46), 1950

1950 No. 432 (S. 28)

Made - - - - 20*th May*, 1946
Coming into Operation 16*th February*, 1950

Byelaw made by the Secretary of State under the Sea Fisheries (Scotland) Amendment Act, 1885 (48 & 49 Vict. c. 70) altering, as to certain Waters, Byelaw (No. 17) made by the Fishery Board for Scotland.

1. Notwithstanding Byelaw No. 17, made by the Fishery Board for Scotland on 21st October, 1898, and confirmed by the Secretary for Scotland on 7th December, 1898, it shall be lawful to use a seine net, or a flounder net with a bag, in the capture of white fish in the areas and during the periods specified below, that is to say,—

(*a*) throughout the whole year:—

in the Firth of Forth within an area bounded by the south shore of the Firth and by straight lines drawn from the end of the East Pier of Leith Harbour to Inchkeith Lighthouse, thence in the direction of the Isle of May Lighthouse to a point due North (magnetic) of Fidra Lighthouse, and thence through Fidra Lighthouse to the shore; and

(*b*) during the period from 16th January to 30th November inclusive, annually:—

in the Firth of Forth within an area bounded by the south shore of the Firth and by straight lines drawn from Tantallon Castle to the Isle of May Lighthouse, thence in the direction of Inchkeith Lighthouse to a point due North (magnetic) of Fidra Lighthouse, and thence through Fidra Lighthouse to the shore;