rate of pay to which he would be entitled but for the preceding provisions of this proviso, and shall also be entitled on the date within the year 1949 on which he completes a period of service reckoned according to the provisions of this paragraph consisting of a whole number of years to a further increase in his rate of pay equal to the annual increment set out in the third column of the said Table opposite to the rank which he holds.

(4) An officer who held in the National Fire Service a rank equivalent to or higher than the rank which he holds but was reduced from that rank to a lower rank as a punishment shall not be entitled to count for the purposes of the last foregoing sub-paragraph any period of service before the date of punishment save in the rank to which he was reduced.

(5) For the purposes of this paragraph each of the ranks set out in the Table subjoined to 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.

(6) The rate of pay of a group officer shall be £370 a year and the rate of pay of an assistant group officer shall be £300 a year."

Arthur Woodburn,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
22nd December, 1948.

EXPLANATORY NOTE

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

These Regulations make provision for the relation of pay to previous service in the National Fire Service in the case of officers of the ranks therein mentioned.

9. TRANSFER OF PERSONS

(1) *England.* | (2) *Scotland*, p. 1188.

(1) ENGLAND

The Fire Services (Transfer of Persons) Regulations, 1948

1948 No. 332

Made - - - -	*23rd February*, 1948
Laid before Parliament	*24th February*, 1948
Coming into Operation	*15th March*, 1948

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

1. Where there is in force immediately before the appointed day an agreement between a whole-time permanent fireman and an authority which will

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

on the said day become a fire authority by virtue of which the said fireman is with effect from the said day, or will be on the said day, appointed to any rank in the fire brigade to be maintained under the Fire Services Act, 1947, by that authority, the said fireman shall on the appointed day by virtue of this Regulation and without more be transferred to, and become a whole-time member of, the said fire brigade in that rank.

2. A whole-time permanent fireman, not being a person transferred to a fire brigade by virtue of the foregoing Regulation, who—

(*a*) is a person who has been a whole-time member of a fire brigade maintained in pursuance of the Fire Brigades Act, 1938(**a**), or of the London Fire Brigade, and

(*b*) not later than the twenty-fifth day of March, 1948, notifies the authority which will on the appointed day become the fire authority for the area comprising the area of his former fire authority that he wishes to be transferred to the fire brigade to be maintained by them under the Fire Services Act, 1947(**b**),

shall on the appointed day by virtue of this Regulation and without more be transferred to, and become a whole-time member of, the said last-mentioned fire brigade in the rank of fireman.

3.—(1) A permanent fireman, not being a person transferred to a fire brigade by virtue of either of the last two foregoing Regulations, shall on the appointed day by virtue of this Regulation and without more be transferred to, and become a member of, the fire brigade to be maintained under the Fire Services Act, 1947(**b**), by the fire authority for the area in which is situated the place where he is stationed as a member of the National Fire Service immediately before the said day—

(*a*) in the case of a whole-time fireman, in the rank of fireman, and

(*b*) in the case of a part-time fireman, in such rank as the said authority may assign to him.

(2) For the purposes of this Regulation a whole-time member of the National Fire Service not stationed as such a member at an operational fire station immediately before the appointed day shall be deemed to be then stationed at the operational fire station at which he was last stationed as a member of the National Fire Service before that day.

(3) If any question arises under this Regulation as to the operational fire station at which a person is stationed immediately before the appointed day or was last stationed before that day, it shall be referred to, and determined by, the Secretary of State.

(4) Persons transferred by virtue of this Regulation to a fire brigade shall become whole or part-time members thereof according as, immediately before their transfer, they were whole or part-time members of the National Fire Service.

4. A person who immediately before the appointed day is serving in the National Fire Service as a member thereof not holding a rank therein and who—

(*a*) was, immediately before the eighteenth day of August, 1941, employed by a former fire authority wholly on duties in connection with the construction, repair or maintenance of fire engines, or of vehicles, appliances or equipment used for fire brigade purposes, and

---

(**a**) 1 & 2 Geo. 6. c. 72. (**b**) 10 & 11 Geo. 6. c. 41.

(*b*) was transferred to the National Fire Service by virtue of the National Fire Service (General) Regulations, 1941(a),

shall on the appointed day by virtue of this Regulation and without more be transferred to service for such duties as are described in paragraph (*a*) of this Regulation, or the like duties, under—

(i) if on the appointed day that former fire authority becomes a fire authority, that fire authority, or

(ii) if on the appointed day that former fire authority does not become a fire authority, the fire authority for the area including the area of that former fire authority.

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

(2) In these Regulations—

(*a*) " former fire authority " in relation to any person means the local authority which maintained in pursuance of the Fire Brigades Act, 1938(c), the fire brigade in which that person last served before the eighteenth day of August, 1941, or in connection with the purposes of which he was employed, or, if the last fire brigade in which he served before the said date, or in connection with the purposes of which he was employed, was the London Fire Brigade, means the London County Council;

(*b*) " operational fire station " means a fire station wherein are accommodated mobile fire-fighting appliances which are constantly available to attend fires; and

(*c*) " permanent fireman " means a person who immediately before the appointed day is serving in the National Fire Service as a member thereof holding a rank therein, not being a person to whom a notice, taking effect immediately before the said day, has been given discharging him from the said Service.

6.—(1) These Regulations may be cited as the Fire Services (Transfer of Persons) Regulations, 1948, and shall come into operation on the fifteenth day of March, 1948.

(2) These Regulations shall not extend to Scotland.

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

Home Office,
Whitehall.
23rd February, 1948.

EXPLANATORY NOTE

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

Under these Regulations every member of the National Fire Service holding a rank whose service has not been terminated by notice will on the appointed day be transferred to a fire brigade to be maintained under the Fire Services Act, 1947, by a new fire authority. Members not holding a rank who were formerly employed by a local authority on duties connected with a fire brigade will on that day be transferred to similar employment under a new fire authority.

(a) S.R. & O. 1941 (No. 1134) I, p. 290. (b) 52 & 53 Vict. c. 63.
(c) 1 & 2 Geo. 6. c. 72.