

ANNO DECIMO & UNDECIMO

VICTORIÆ REGINÆ.

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CAP. C.

An Act to regulate the Superannuation Allowances of the Constabulary Force in *Ireland* and the *Dublin* Metropolitan Police. [22d *July* 1847.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to consolidate the Laws relating to the Constabulary Force in* Ireland, and it is expedient that certain of the Provisions of the same, as herein-after mentioned, should be repealed, and that other Provisions should be made relating thereto: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said recited Act as provides for a Deduction to be made from the Pay and Salary of the several Persons appointed under the said Act, and for the Formation of the Police Superannuation Fund therein mentioned, or any Deficiency of the same, and so much of the said recited Act as empowers the Lord Lieutenant or other Chief Governor or Governors of *Ireland* to superannuate any Magistrate, Superintendent, Inspector General, Deputy Inspector, County Inspector, Sub-Inspector, Chief or other Constable, or Sub-Constable, or as relates to any yearly Allowance, Remuneration, Superannuation, or Gratuity to be received by any Person,

6 & 7 W. 4. c. 13.

So much of recited Act as relates to Deductions from Pay, Formation of Superannuation Fund, and Conditions of Allowances, repealed, save as herein set forth.

Person so superannuated, and so much of the said recited Act as relates to the Conditions or Proportions of any such Allowance, Remuneration, or Superannuation, or any Allowance in case of Wounds, shall from and after the passing of this Act be and the same is hereby repealed, save and except as to the Mode of calculating Periods of Service, and save and except as to any Allowance, Remuneration, Superannuation, or Gratuity heretofore granted, or ordered, or any Act, Matter, or Thing heretofore done, under any of the Provisions aforesaid; every which Act, Matter, or Thing shall be and remain valid and effectual to all Intents and Purposes as if this Act had not passed.

Regulations for establishing a Constabulary Superannuation Fund.

II. And be it enacted, That from and after the passing of this Act there shall be deducted from the Pay and Salary of the several Magistrates heretofore appointed, and of the Inspector General, Deputy Inspector General, Assistant Inspector General, the several County Inspectors, Sub-Inspectors, Officers, Head Constables, Constables, or Sub-Constables, heretofore appointed or hereafter to be appointed under the recited Act or any Act amending the same, except the Receiver and Paymasters, the Sum of Two Pounds *per Centum per Annum*, and so rateably, from any Pay or Salary of whatever Amount; and the Sums so deducted shall be applied from Time to Time as Occasion may require for the Payment of such Superannuation or retiring Allowances or Gratuities as may be or may have been at any Time from the passing of the said first-recited Act ordered or appointed from Time to Time by the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or by the Commissioners of Her Majesty's Treasury, under the Powers given to him or them respectively under the said first-recited Act, or any Act amending the same, or this Act; and in case the Sums so deducted shall amount to a larger Sum than may be required to pay the Amount at any Time due or payable on such Superannuations, Pensions, and Gratuities, the Excess shall be paid into the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, at such Time and in such Manner as the Commissioners of Her Majesty's Treasury may direct.

Lord Lieutenant empowered to superannuate Constables according to Scale of Superannuation herein mentioned.

III. And be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, in his or their Discretion, upon the Petition of any such Head or other Constable or Sub-Constable as aforesaid, to order and direct that any such Head or other Constable or Sub-Constable shall and may be superannuated, and shall and may receive such yearly Allowance, Superannuation, Pension, or Gratuity out of such Police Superannuation Fund, not exceeding the Proportion of their respective Pay or Salary stated in the Scale herein-after mentioned: Provided nevertheless, that in each such Case, unless the Age of the respective Party shall exceed Sixty Years, such Person or Persons as may be from Time to Time appointed by the said Lord Lieutenant or other Chief Governor or Governors for the Medical Inspection of the Persons belonging to the Constabulary Force shall certify that such Party is unable, from mental or bodily Infirmity, to perform his Duty, and provided that in each and every Case the Inspector of the County or other superior

 Officer

Officer shall also certify that such Party has served with Diligence and Fidelity; and which said Scale of yearly Allowance or Superannuation shall be as follows; (that is to say,) for any Head or other Constable or Sub-Constable heretofore appointed after Fifteen Years Service and under Twenty Years Service any yearly Sum not exceeding Two Thirds of the Salary of such Party, and after Twenty Years Service any yearly Sum not exceeding the whole of such Pay or Salary; and for any Head or other Constable or Sub-Constable hereafter to be appointed after Fifteen Years Service and under Twenty Years Service any Sum not exceeding One Half of the Salary of such Party, after Twenty Years Service and under Twenty-five Years Service any Sum not exceeding Two Thirds of the Salary of such Party, after Twenty-five Years Service and under Thirty Years Service any Sum not exceeding Three Fourths of the Salary of such Party, and after Thirty Years Service any Sum not exceeding the whole Salary of such Party.

Power to Treasury, upon the Recommendation of Lord Lieutenant, &c., to grant Superannuation Allowances to Officers.

IV. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury, or any Three or more of them, upon the Recommendation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, supported by a Certificate from the Inspector General, or in the Case of the Inspector General's Superannuation then on the Certificate of the Chief Secretary of the Lord Lieutenant, that the respective Party, as herein-after mentioned, had served with Diligence and Fidelity, to order and direct that any Magistrate heretofore appointed, or any Inspector General, Deputy Inspector General, Assistant Inspector General, County Inspector or Sub-Inspector of the Constabulary Force, heretofore appointed or hereafter to be appointed, shall and may be superannuated, and shall and may receive such yearly Allowance, Superannuation, Pension, or Gratuity as on Consideration of all the Circumstances of each Case they shall think just and fitting, not exceeding in the Case of any such Magistrate, Inspector General, Deputy Inspector General, Assistant Inspector General, County Inspector, or Sub-Inspector respectively heretofore appointed to such Offices or any other Offices in the Constabulary Force, such Proportion of their respective Pay or Salary as herein-after mentioned; (that is to say,) for above Fifteen Years Service and less than Twenty Years Service an annual Sum not exceeding Two Thirds of the Salary of such Party; for above Twenty Years Service an annual Sum not exceeding the whole of the Salary of such Party; but in the Case of any such Inspector General, Deputy Inspector General, Assistant Inspector General, County Inspector, or Sub-Inspector hereafter to be appointed, such yearly Allowance, Superannuation, Pension, or Gratuity shall not exceed such Proportion of their respective Pay or Salary as herein-after mentioned; (that is to say,) for above Fifteen Years Service and under Twenty Years Service an annual Sum not exceeding One Half of the Salary of such Party, for above Twenty Years Service and under Thirty Years Service an annual Sum not exceeding Two Thirds of such Salary, for above Thirty Years Service and under Forty Years Service an annual Sum not exceeding Three Fourths of such Salary, and for above Forty Years Service an annual Sum not exceeding the whole of such Salary: Provided also, that in every such Case, unless the Age of

of such Party shall exceed Sixty Years, a Certificate shall be given by such Person or Persons as shall be from Time to Time appointed by the said Lord Lieutenant or other Chief Governor or Governors for the Medical Inspection of Persons belonging to the said Constabulary Force, that such Party so to be superannuated is unable, from mental or bodily Infirmity, to perform his Duty.

Allowances or Pensions may be granted in case of being disabled, &c. in the Service.

V. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury, or any Three or more of them, on the Recommendation of the said Lord Lieutenant or other Chief Governor or Governors, to order that a yearly Allowance or Pension, not exceeding the whole of the Salary of the Party, shall be paid to any Officer, or Head or other Constable, or Sub-Constable, who shall have been disabled from further Service by Wounds or Injuries received in the Execution of his Duty.

Allowances may be granted in certain other Cases.

VI. And be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* to order that a Gratuity, not exceeding One Month's Pay for each Year's Service, shall be paid to any Officer, Head or other Constable, or Sub-Constable, who shall be duly certified to be unfit for Service, and to have served with Diligence and Fidelity for any Number of Years not exceeding Ten Years, and a further Gratuity of Two Months Pay for each Year he shall have served exceeding Ten Years and not exceeding Fifteen Years.

Surplus of Reward Fund to be applied for Payment of Pensions.

VII. And be it enacted, That it shall and may be lawful for the Commissioners of Her Majesty's Treasury, or any Three or more of them, to direct the Application of any Surplus which may now remain of the Police Reward Fund of the Constabulary Force, and any Surplus that may hereafter accrue of the said Reward Fund, to the Payment of the Pensions, Superannuations, or Allowances which have been or may hereafter be granted to any Officers, or Head or other Constables, or Sub-Constables of the said Constabulary Force, and to charge on the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland* any Sum of Money which, after applying such Surplus as aforesaid, and the Sums arising from the Deduction to be made as aforesaid from the Pay of the Constabulary Force, shall still be required for the Payment of the Pensions or Superannuations which may at any Time be due and payable as aforesaid.

Deficiency of Funds for Payment of such Pensions to be charged on Consolidated Fund.

The Number and Salaries of the Clerks in the Inspector General's Office to be fixed by the Treasury.

2 & 3 Vict. c. 75.

VIII. And be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* to direct that such Number of Clerks shall be employed in the Establishment of the Office of the Inspector General of the said Constabulary Force, and at such Amount of Salary respectively, as shall from Time to Time be determined by the Commissioners of Her Majesty's Treasury or any Three or more of them, any thing in an Act passed in the Second and Third Years of the Reign of Her present Majesty, intituled *An Act for the better Regulation of the Constabulary Force in* Ireland, to the contrary notwithstanding.

IX. And

IX. And whereas by an Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for improving the Police in the District of* Dublin *Metropolis*, Provision is made for the granting of Pensions as therein mentioned to Justices, Receivers, Constables, or other Persons holding any Office under the said Act, who shall by Age, Sickness, or Accident become unable to perform the Duties of such Office, and shall therefore resign or be removed from the same: And whereas by an Act of the First and Second Years of the Reign of Her present Majesty, intituled *An Act to amend the Acts relating to the Police of the District of the* Dublin *Metropolis*, it is enacted that it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* to grant to any Divisional or other Justices, Receiver, Clerks, Constables, or other Persons appointed or to be appointed under an Act of the Forty-eighth Year of the Reign of King *George* the Third therein mentioned, or any Act for the Amendment thereof, or under the said Act of the Sixth and Seventh Years of the Reign of King *William* the Fourth, or any Act for the Amendment thereof, upon his Retirement or Superannuation from such Office, such yearly Allowance, Remuneration, Superannuation, or Gratuity, and upon such Conditions, and not exceeding such Proportions as to Age, Length of Service, and other Circumstances, as are mentioned and provided for in the herein-before mentioned Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to consolidate the Laws relating to the Constabulary Force in* Ireland, in respect of Persons appointed under that Act: And whereas it is expedient that the said last-mentioned Enactments should be repealed, and other Provisions substituted in lieu thereof; be it therefore enacted, That from and after the passing of this Act the said last-mentioned Enactments shall be and the same are hereby repealed, save and except as to any Pension, yearly Allowance, Remuneration, Superannuation, or Gratuity heretofore granted, or as to any Act, Matter, or Thing heretofore done under the said Enactments, and save and except as to the Mode of calculating Periods of Service.

6 & 7 W. 4. c. 29.

1 & 2 Vict. c. 63.

Repeal of recited Provisions as to Pensions and Superannuations of Dublin Metropolitan Police.

X. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury, or any Three or more of them, upon the Recommendation of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, supported by a Certificate from the Chief Secretary of the Lord Lieutenant that the respective Party as hereinafter mentioned had served with Diligence and Fidelity, to order and direct that any Divisional or other Justice, Receiver, Clerk, or other Person (not being a Constable or Sub-Constable) heretofore appointed under the said herein-before mentioned Act of the Forty-eighth Year of the Reign of King *George* the Third, or any Act for the Amendment thereof, or under the said recited Act passed in the Sixth and Seventh Years of the Reign of King *William* the Fourth, for improving the Police in the District of *Dublin* Metropolis, or any Act for the Amendment thereof, shall and may be superannuated, and shall and may receive such Pension or Superannuation, yearly Allowance, or Gratuity, charged upon the Funds applicable

Treasury may grant Superannuation Allowances to Justices and Officers of Dublin Police (other than Constables) heretofore appointed.

applicable to the Support of the said Metropolitan Police Establishment, clear of all Taxes and Deductions, as on Consideration of all the Circumstances of each Case they shall think just, not exceeding such Proportion of their respective Pay or Salary as hereinafter mentioned; (that is to say,) for above Fifteen Years Service and less than Twenty Years Service an annual Sum not exceeding Two Thirds of the Pay or Salary of such Party, and for above Twenty Years Service an annual Sum not exceeding the whole of the Pay or Salary of such Party; provided that such Party shall contribute a Sum equal to Two Pounds *per Centum per Annum* on his Salary, from and after the passing of this Act to the Time of his Superannuation, such Contribution to be paid over to the Funds applicable to the Support of the said *Dublin* Metropolitan Police Establishment; and it shall be be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, upon a like Certificate as aforesaid, to order and direct that any Constable, heretofore appointed or hereafter to be appointed, under the said last-mentioned Act of the Sixth and Seventh Years of the Reign of King *William* the Fourth, or any Act amending the same, shall and may be superannuated, and shall and may receive such Pension or Superannuation, yearly Allowance or Gratuity, charged upon the said Funds applicable to the Support of the said Metropolitan Police Establishment, clear of all Taxes and Deductions, as on Consideration of all the Circumstances of each Case he or they shall think just, not exceeding the like respective Proportions of the Pay or Salary of the Party for the respective Periods of Service by this Act prescribed for the respective Constables of the Constabulary Force heretofore appointed or hereafter to be appointed, as the Case may be: Provided always, that any such Constable hereafter to be appointed shall contribute towards the Payment of the Pensions, Superannuations, or Allowances authorized to be granted under this Act as aforesaid a Sum equal to Two Pounds *per Centum per Annum* on his Salary, and so rateably for any lesser Amount, from the Time of his Appointment to the Time of his Superannuation; provided also, that in all such Cases as aforesaid, unless the Age of the respective Party shall exceed Sixty Years, such Person or Persons as may be from Time to Time appointed by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Medical Inspection of the *Dublin* Metropolitan Police shall certify that such Party is unable from mental or bodily Infirmity to perform his Duty.

Lord Lieutenant may grant Superannuation Allowances to Constables of Dublin Police heretofore appointed or hereafter to be appointed.

Act may be amended, &c.

XI. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this Session of Parliament.

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