CHAPTER ix.

An Act to make further provisions with respect to the Superannuation Fund for the Police of the three divisions or parts of Lindsey Kesteven and Holland in the county of Lincoln. [30th April 1888.]

A.D. 1888.

WHEREAS the three divisions of the county of Lincoln called respectively "the parts of Lindsey" "the parts of Kesteven" and "the parts of Holland" are for the purpose of police superintendence under the direction of one chief constable and the superannuation fund created for the police force of the said several divisions under the provisions of the Act 3 and 4 Victoria chapter 88 is while under such direction constituted by the Police Act 1859 a common account or joint superannuation fund and placed under the control and management of a joint committee of the justices of the peace for the said respective divisions appointed under the provisions of the last-mentioned Act and the Police Superannuation Act 1865 which committee is in this Act referred to as "the joint committee":

3 & 4 Vict. c. 88.
22 & 23 Vict. c. 32.
28 Vict. c. 35.

And whereas by the Police Act 1859 (section 22) and the Police Superannuation Act 1865 (section 8) it is provided that in case the said police force be hereafter separated the said joint superannuation fund should be divided between the said three divisions in proportion to the number of men for each division at that time serving in the police force of the said county and it is expedient that any such division of the said fund should be in proportion to the established number of police constables at that time authorised:

22 & 23 Vict. c. 32. s. 22.
28 Vict. c. 35. s. 8.

And whereas the income of the said joint superannuation fund is insufficient to meet the annual liabilities chargeable thereon and it is expedient to provide that the fees received for the service of summonses the execution of warrants and the performance of other occasional duties by police constables of the said several divisions be carried to the credit of the said joint superannuation fund or (in case of such separation as is herein-before mentioned) to the credit

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of the superannuation funds of the said several divisions and that further provision be made for the defraying of any deficiency in the income of the said joint fund or the said funds:

And whereas it is expedient to make provision with respect to the superannuation fund in the event of the police force of one only of the said divisions being placed under the direction of a different chief constable:

And whereas the objects aforesaid cannot be attained without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it 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 as follows (that is to say):

Short title.

1. This Act may be cited as the Lincolnshire Police Superannuation Act 1888.

Interpretation.

2. In this Act "the superannuation fund" means the joint superannuation fund whilst the said police force is under the superintendence of one chief constable and the superannuation funds of the said respective divisions if and when the said force shall be separated under different chief constables.

Fees for service of summonses &c. to be paid to superannuation fund.

3. The justices of the peace for the said several divisions respectively in general or quarter sessions or special sessions or any adjournment thereof assembled may from time to time direct that all or any part of the fees received by constables belonging to the police force of the said respective divisions for the service of summonses or for the execution of warrants granted by any justice of the peace court of summary jurisdiction county court or any other court or magistrate or for the performance of any duties in relation to coroners or for the performance of any other occasional duties or of any act in the execution of their duty for which a fee is received shall (notwithstanding anything in any other Act of Parliament) be carried to the credit of and dealt with and applied as part of the superannuation fund.

Provision for deficiency in yearlyincome of superannuation fund.

4. If in any year the income arising from the investments made on account of the superannuation fund and from the deductions stoppages fines fees and other payments carried to or paid into the said fund in that year shall be insufficient (otherwise than by reason of any default of any treasurer or other person entrusted with the custody or management thereof) to pay the superannuation or retiring allowances and gratuities payable thereout then and in every such case the amount of the deficiency shall be defrayed out

of the police rate of the said three divisions in proportion to the established number of constables authorised for each of the said divisions.

As to division of superannuation fund.

5. If the said police force be hereafter separated under different chief constables the said joint superannuation fund shall be divided between the said three divisions in proportion to the established number of constables authorised for each of those divisions at the time of the separation:

Provided that if only one of the said divisions shall appoint a different chief constable then the justices of the peace for the other two divisions respectively in general or quarter sessions or special sessions or any adjournment thereof (subject to the payment of the proportion of capital found to be due to the division so appointing in the manner herein-before provided) may order and direct that the superannuation funds of the said two divisions shall continue to be one common account so long as their police forces shall remain under the direction of the same chief constable and the said funds shall thereupon be subject to all the provisions relating to the investment management and administration of the said joint fund and shall be dealt with accordingly.

Costs of Act.

6. The costs charges and expenses of and incidental to the preparing applying for and obtaining of this Act shall be paid by the said justices out of the common account of the superannuation fund.

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