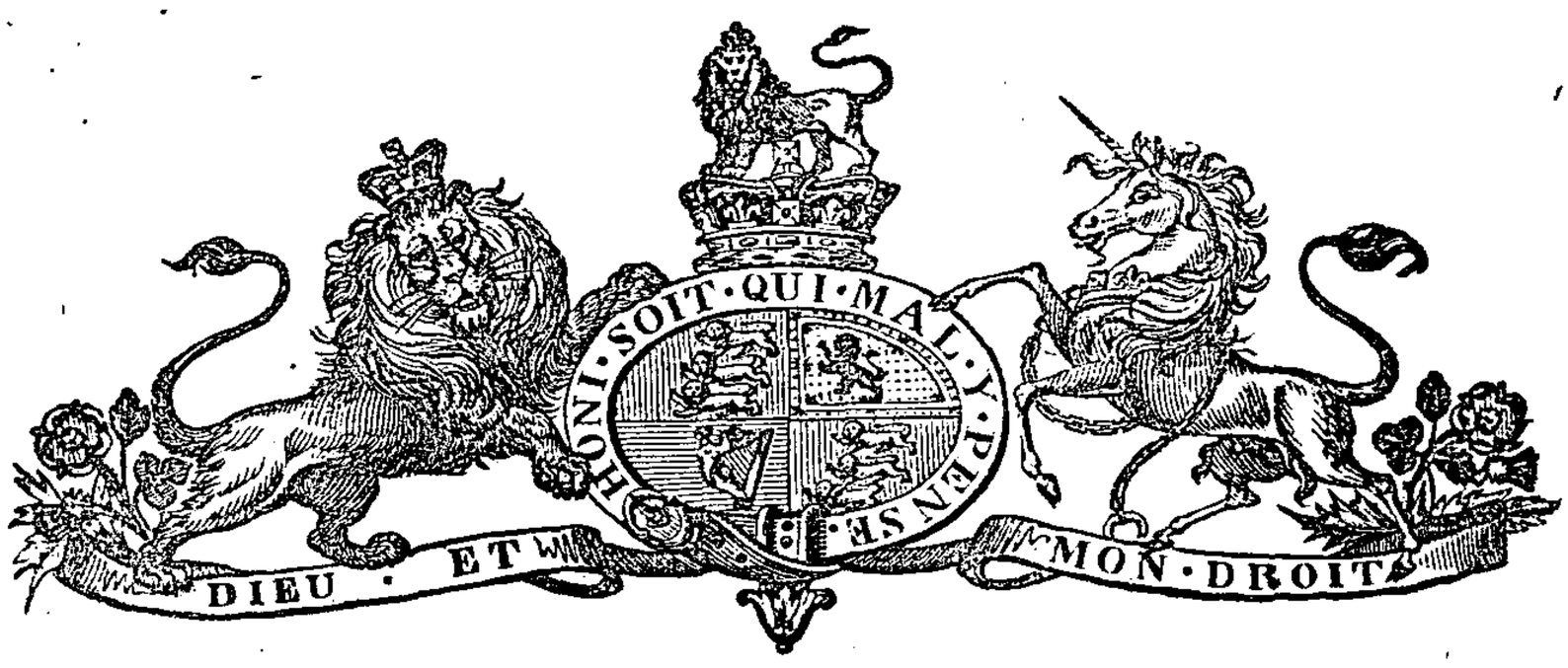


ANNO DECIMO SEPTIMO

VICTORIÆ REGINÆ.

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The Expression "the Watch Committee" shall mean the Watch Committee of the said Council:

The Expression "the Trustees" shall mean the Trustees of the *Liverpool* Police Superannuation Fund established under this Act.

Appointment of Trustees.

II. The Mayor, the Recorder, the Police Magistrate, and the Chairman of the Watch Committee for the Time being respectively shall, by virtue of their respective Offices, be the Trustees of the *Liverpool* Police Superannuation Fund, which Fund shall vest in the Persons for the Time being holding those Offices, and any Two of the Trustees for the Time being may lawfully act in any Matter relating to the Trust, the Chairman at any Meeting, in case of an Equality of Votes, having a Second or Casting Vote.

How Accounts to be kept.

III. The Accounts in relation to the Police Superannuation Fund shall be kept by the Officers and Persons from Time to Time employed under the Watch Committee in relation to the Accounts of the said Police Force of the Borough separate and distinct from the Borough Fund and from every other Public Fund or Account of the Mayor, Aldermen, and Burgesses, or relating to the *Liverpool* Police.

Separate Accounts.

IV. The Trustees shall cause Two separate and distinct Accounts to be kept, to be called respectively Account Number 1, and Account Number 2.

Account No. 1.

V. The Account Number 1 shall comprise the Contributions from Persons being Members of the Police Force of the Borough at the Time of the passing of this Act, and the Sums by this Act payable to such Account, and shall be separately and solely chargeable with the Payments by this Act authorized to be made out of such Account.

Account No. 2.

VI. The Account Number 2 shall comprise the Contributions from Persons who shall become Members of the said Police Force after the passing of this Act, and the Sums by this Act payable to such Account, and shall be separately and solely chargeable with the Payments by this Act authorized to be made out of such Account

Fines, Fees, &c. to be paid to the Superannuation Fund, and apportioned.

VII. And whereas Monies accrue from Fines imposed on Constables for Misconduct, and from Fines imposed for Assaults upon Constables, and from Fees received for the Service of Summonses and the Execution of Warrants by Constables, and from Shares of Penalties to which Constables may be entitled as Informers, and from the Proceeds of the Sale of cast-off Police Clothing and Accoutrements and of unclaimed Property: Be it enacted, That the Monies accruing as aforesaid, and such other Sums as the Council or the Watch Committee,

mittee, with the Approbation of the Council, may from Time to Time lawfully direct to be added thereto, shall be paid to the Police Superannuation Fund, and shall be put to account in the following Proportions; (that is to say,) Two Thirds of the annual Amount thereof to Account Number 1, and the other One Third of the annual Amount thereof to Account Number 2.

Certain Deductions from Wages or Salary;

VIII. For the Purposes of the Police Superannuation Fund there shall hereafter be deducted from the Wages or Salary of every Member of the said Police Force who was a Member of the said Force at the Time of the passing this Act a Sum as nearly as may be equal to the following Proportions; that is to say,

If the Pay do not exceed the Rate of Twenty-one Shillings *per* Week there shall be deducted Sixpence *per* Week:

If the Pay exceed the Rate of Twenty-one Shillings *per* Week but do not exceed the Rate of Twenty-five Shillings *per* Week, there shall be deducted Sevenpence *per* Week:

If the Pay exceed the Rate of Twenty-five Shillings *per* Week but do not exceed the Rate of Twenty-seven Shillings *per* Week, there shall be deducted Eightpence *per* Week:

If the Pay exceed the Rate of Twenty-seven Shillings *per* Week but do not exceed the Rate of Thirty-three Shillings *per* Week, there shall be deducted Tenpence *per* Week:

If the Pay exceed the Rate of Thirty-three Shillings *per* Week there shall be deducted after the Rate of Three and a Half *per Cent.*:

to be appropriated to the Superannuation Fund.

And every such Deduction shall be made at the Time of the Payment of the Wages or Salary, and the Amount so deducted shall be placed to the Credit of the *Liverpool* Police Superannuation Fund Account Number 1, and in like Manner there shall be deducted, at the Time of the Payment of his Wages or Salary, from the Pay of every Person who after the passing of this Act shall become a Member of the said Police Force, a Sum in the Proportion to his Pay herein-before mentioned, which Sum so deducted shall be placed to the Credit of the *Liverpool* Police Superannuation Fund Account No. 2: Provided, that if there shall at any Time be any Deduction from the Pay of any Member of the Force in consequence of the Sickness of such Member, the Amount payable by such Member to the Police Superannuation Fund shall be estimated and deducted in the above Proportion on the Amount of Pay actually received by such Member:

Proviso in case of Sickness.

Provided also, that if upon the Consideration of any annual Report by this Act required to be made it shall at any Time hereafter appear that, regard being had to the then and probable future Claimants upon either of the said Accounts, a Rate of Contribution from the Pay of the Members of the said Police Force less than that by this Act directed to be made will, with the other Sums under this Act payable

Proviso for reducing Amount of Contributions in certain Cases.

to

to the same Account, be sufficient to maintain such Account at an Amount more than required to meet the Claims and Demands then payable thereout, or to accrue thereon under the Provisions of this Act, it shall be lawful for the Watch Committee, with the Concurrence and Approbation of the Trustees, testified under the Hands of Two of such Trustees, from Time to Time, and so often as the Case shall arise, to make an Order directing that thereafter, and so long as such Order shall be in force, the Deductions from the Pay of such Members specified in such Order (being a less Amount than the Deductions by this Act authorized) shall be made in lieu of the Deductions herein-before authorized.

Fund to be invested.

IX. The Trustees shall invest the Monies from Time to Time payable to the *Liverpool* Police Superannuation Fund in Real or Government Securities, or Mortgages, Bonds, or Debentures of Municipal Corporations, or of any Commissioners or Trustees now or hereafter to be constituted by Act of Parliament for carrying on any public Work, or of any Company now or hereafter to be incorporated by Act of Parliament, and which Company shall at the Time of any such Investment be dividing Profits amongst their original Shareholders, in such Manner as they may consider most conducive to the Advantage of the Fund, together with the Interest and Dividends thereof, so that the same may accumulate at Compound Interest: Provided, that no Trustee shall be personally liable or responsible in respect of the said Fund, or any Part thereof, except for any Loss accruing thereto by reason of the wilful Neglect or Default of any such Trustee: Provided also, that the Interest, Dividends, and Accumulations from Time to Time accruing in respect of the Accounts Numbers 1 and 2 respectively, except as herein-after provided, shall from Time to Time be kept separate from each other, and be added to such Accounts respectively.

Reports to be made of the State of Account No. 1.

X. So soon as under the Provisions of this Act any Claim shall arise to a Superannuation Allowance or Payment in respect of any Person being a Member of the said Police Force at the Time of the passing of this Act, Notice thereof shall be given by the Watch Committee to the Trustees, who shall thereupon cause an Examination to be made of the said Account Number 1, and a Report of the State of the said Account to be submitted to the Watch Committee, and for that Purpose the Trustees may employ any Accountant, Actuary, or other competent Person, and pay him such Remuneration therefor as the Trustees may think reasonable, the Amount thereof to be paid out of and be chargeable against the said Account Number 1, and annually thereafter the Trustees shall cause the like Examination to be made of the said Account, and a Report of the State thereof to be submitted to the Watch Committee, and every such Report shall state the

the Amount and Condition of the said Fund, and the Mode in which the same is invested.

Payments to be made out of Account No. 1.

XI. The Watch Committee shall take every such Report into Consideration, and shall annually make such Allowance or other Payment under the Provisions of this Act, to the Person or Persons claiming and entitled to receive the same, as shall appear from the said Report can safely and justly be made, every such Allowance and Payment according to the Circumstances of the Case being made as nearly as may be in accordance with but not exceeding the Amount of Allowance and Payment herein-after directed as to Account Number 2, according to the various Circumstances under which Claims may arise for Allowance and Payment out of the said Account Number 2.

Account No. 1. to be transferred to Account No. 2. when all Claims satisfied.

XII. Inasmuch as the Persons entitled to Superannuation Allowance, or other Payment, in respect of the said Account Number 1, can, under the Provisions of this Act, consist only of Persons who were Members of the said Police Force at the Time of the passing of this Act, be it enacted, That when by Death or otherwise there shall be no Persons entitled to Allowance or Payment in respect of the said Account Number 1, the Trustees shall cause the said Account to be closed, and the Amount thereof to be placed to the Credit of the Account Number 2, and such Accounts shall thereafter form One Account for the *Liverpool* Police Superannuation Fund, and all Sums and Payments by this Act authorized shall thereafter be paid and charged to such One Account.

Surplus of Account No. 1. to be carried to Account No. 2.

XIII. If upon any such Report it shall appear that the Interest, Dividends, and Proceeds of the Account Number 1 amount to an annual Sum more than sufficient to meet the Claims and Demands thereon then payable, or thereafter to accrue, the Trustees may order the Surplus of such Interest, Dividends, and Proceeds to be transferred to the Account Number 2, and the Amount so transferred shall be applicable to the Purposes of the said Account Number 2.

Reports to be made of the State of Account No. 2.

XIV. So soon as under the Provisions of this Act any Claim shall arise to a Superannuation Allowance or Payment in respect of any Person who shall have become a Member of the said Police Force after the passing of this Act, Notice thereof shall be given by the Watch Committee to the Trustees, who shall thereupon cause an Examination to be made of the said Account Number 2, and a Report of the State of the said Account to be submitted to the Watch Committee, and for that Purpose the Trustees may employ any Accountant, Actuary, or other competent Person, and pay him such

Remuneration therefor as the Trustees may think reasonable, the Amount thereof to be paid out of and be chargeable against the said Account Number 2; and annually thereafter the Trustees shall cause the like Examination to be made of the said Account, and a Report of the State thereof to be submitted to the Watch Committee, and every such Report shall state the Amount and Condition of the said Fund, and the Mode in which the same is invested.

As to Allowance to Persons after Twenty Years Service.

XV. Every Person who shall join the said Force after the passing of this Act, and who shall have served with Diligence and Fidelity therein for the Period of Twenty Years from the Time of his Entry therein, shall be entitled to be placed on the Superannuation List in respect of the Account Number 2; unless he shall, with the Consent of the Watch Committee, continue in the Force as herein-after provided, he shall be entitled to retire from the Service with an Allowance from the said Fund of such Sum, not being more than Two Thirds nor less than One Half of his Pay, calculated according to the Provisions of this Act, as the Watch Committee for the Time being shall determine.

Allowance to Persons after Service of Fifteen Years.

XVI. Every Person who shall join the said Force after the passing of this Act, and who shall have served with Diligence and Fidelity therein less than Twenty Years but upwards of Fifteen Years, shall be entitled to be placed on the Superannuation List of the Account Number 2; and unless he shall, with the Consent of the Watch Committee, continue in the Force as herein-after provided, shall be entitled to retire from the Service, with an Allowance from the said Fund of such Sum, not being more than One Half nor less than Three Eighths of his Pay, as the Watch Committee for the Time being shall determine.

Average of Pay to be computed.

XVII. If any such Person shall become entitled to Superannuation under the Provisions of this Act, and shall have served in the said Force in different Ranks or Capacities and with different Rates of Pay, his Superannuation Allowance shall be computed by taking an Average of the Pay he has received during his said Service.

No Superannuation under 52 or 55 Years.

XVIII. Provided always, That no Person shall be entitled to be superannuated under the Provisions herein-before contained who is under Fifty-two Years of Age if below the Rank of Superintendent, or who is under Fifty-five Years of Age if of or above that Rank.

Allowance to Persons incapacitated after Ten Years Service.

XIX. Every Person who shall join the said Force after the passing of this Act, and who shall have served with Diligence and Fidelity for Ten Years and less than Fifteen Years, and who shall be certified by

by the Surgeon of the Police Force to be, from Infirmity of Body or Mind, incapable of discharging the Duties of his Office, shall be entitled to be placed on the Superannuation List of the Account Number 2, with an annual Allowance from the said Fund of such Sum, not being more than Three Eighths nor less than One Fourth of his Pay, as the Watch Committee for the Time being shall determine.

Provisions as to Duration of Service Contribution, computing Average of Pay, Age for Superannuation, and Allowance, after Ten Years Service, to apply to Persons claiming under Account No. 1. Period of Service how to be reckoned.

XX. All the Provisions herein-before contained with respect to the Number of Years Service and Contribution to the said Fund by Persons joining the said Force after the passing of this Act, and to computing the Average of Pay in different Ranks or Capacities, and to the Age at which any Person shall be entitled to be superannuated, and to Allowance to Persons incapacitated after Ten Years Service, shall be held and taken to apply to Persons being Members of the said Force at the Time of the passing of this Act: Provided, that every Person being at the Time of the passing of this Act a Member of the said Police Force shall, for the Purpose of ascertaining the Time at which he can claim to receive any Allowance or other Payment from or out of the said Superannuation Fund, be entitled to reckon One Half the Period during which he may have served in the said Force since the Establishment thereof on the Twenty-ninth Day of *February* in the Year One thousand eight hundred and thirty-six up to the Time of the passing of this Act, in addition to the whole Period during which he shall serve after the passing of this Act, and the Period of Service of every Person becoming a Member of the said Police Force after the passing of this Act shall be reckoned from the Day of his joining the said Force: Provided, that the Watch Committee may, if they think fit, grant the Benefit of his previous Service to any Officer or Constable who may have been for a Time out of the Force, in case such Person shall have resigned with Honour, and shall have been on that Account, on Application, re-admitted into the Service, deducting in every such Case the Time during which such Person shall not have been a Member of the Force.

As to Persons resigning and afterwards rejoining the Force.

Gratuities for less than Ten Years Service may be granted.

XXI. The Watch Committee may, if they think fit, grant out of the proper Account of the said Fund to any Member of the Force who shall have contributed to the said Fund less than Ten Years, but upwards of Five Years, and who may be worn out after diligent and faithful Service, a Gratuity, such Gratuity being a gross Sum, not exceeding the Proportion of Twenty Days full Pay for every Year's Service.

Allowance to Persons disabled in the Service.

XXII. Every Member in the Force contributing to either of the Accounts of the said Fund, who shall be disabled by bodily Injuries received

received in the Execution of his Duty, may be placed on the Superannuation List of the proper Account, with an annual Allowance from the said Fund of such Sum, not exceeding Two Thirds of his Pay, as the Watch Committee for the Time being may consider that the Circumstances of the Case require.

Additions to Pay of Persons entitled to Superannuation, and continuing in the Force.

XXIII. With respect to all Persons entitled to Superannuation on Account Number 2, if any such Person shall be able and willing to continue to serve in the said Police Force, and the Watch Committee shall consent thereto, he shall, in addition to his full Pay, be entitled to be paid from the said Account a yearly Sum in the following Proportion; (that is to say,)

Account No. 2.

If he be in the Receipt of Wages not exceeding Seventy-five Pounds *per Annum*, a Sum equal to Twenty *per Centum* on the Amount of such Wages;

If exceeding Seventy-five Pounds and not exceeding One hundred Pounds *per Annum*, a Sum equal to Seventeen Pounds Ten Shillings *per Centum* on the Amount of such Wages;

If exceeding One hundred Pounds *per Annum*, and not exceeding One hundred and fifty Pounds *per Annum*, a Sum equal to Fifteen *per Centum* on the Amount of such Wages;

If exceeding One hundred and fifty Pounds and not exceeding Two hundred Pounds *per Annum*, a Sum equal to Twelve Pounds Ten Shillings *per Centum* on the Amount of such Wages;

If exceeding Two hundred Pounds and not exceeding Three hundred Pounds *per Annum*, a Sum equal to Ten Pounds *per Centum* on the Amount of such Wages;

And if exceeding Three hundred Pounds *per Annum*, a Sum equal to Seven Pounds Ten Shillings *per Centum per Annum* on the Amount of such Wages:

Account No. 1.

And with respect to Persons entitled to Superannuation on Account Number 1, if any such Person shall be able and willing to continue to serve in the said Police Force, and the Watch Committee shall consent thereto, he shall, in addition to his full Pay, be entitled to receive from the said Account Number 1 such yearly Sum as it may appear from the annual Statement of the said Account that the same is in a Position to bear, such yearly Sum being approximated as nearly as may be, and in no Case exceeding the Proportion aforesaid:

Allowance to Persons retiring after full Service.

Provided, that if at any Time any Person under the Provisions of this Act entitled to have a retiring Allowance, but receiving a reduced Allowance while continuing to serve as herein-before provided, shall retire from the Force, he shall thenceforth receive the full Superannuation Allowance to which he would otherwise be entitled under the Provisions of this Act: Provided also, that if any Person entitled to

Superannuation

Superannuation shall, with the Consent of the Watch Committee as aforesaid, continue to serve in the said Force, and shall afterwards be dismissed from the Service for Misconduct, it shall be lawful for the Watch Committee, if they shall think fit, but not otherwise, to make to such Person a Payment out of the proper Account in respect of his Contributions to the said Fund.

Additions not to be considered Part of Wages, Salary, or Pay.

XXIV. The Additions to the full Pay of Persons entitled to Superannuation, but continuing to serve in the said Police Force, shall not be considered as Part of the Wages or Salary of such Persons in making the Deductions by this Act directed to be made from such Wages or Salary, nor as Part of the Pay of such Persons in computing the Average of their Pay for the Purpose of ascertaining the Amount of their Superannuation Allowance.

Power to commute Superannuation Allowance for a Sum in gross.

XXV. The Watch Committee may, if they think fit, at the Request of the Party interested, pay to any Person who shall be in receipt of a Superannuation Allowance under the Provisions of this Act a Sum in One Payment equal to Five Years Purchase of the annual Allowance from such Fund in lieu of all other Payments or Allowances whatsoever, and thereupon such Person shall cease to be entitled to any further or other Payment from the said Fund.

Power to grant special Superannuation or Payment.

XXVI. If in any Case it shall appear to the Watch Committee that any special Circumstances afford to any Member of the said Police Force, his Widow or Children, a just Claim to an Amount of Allowance or Payment exceeding the Amount by this Act authorized with reference to the Length of his Service or Age, or any other Circumstance necessary to entitle a Person to Superannuation or Payment under the Provisions of this Act, the Watch Committee may, if they think fit, with the Approbation of the Council and of the Majority of the Trustees, grant any special Superannuation or Payment which the Circumstances of the Case (regard being had to the then State and Condition of the Account Number 1, or Account Number 2, as the Case may be,) shall appear to them to deserve, but in every such Case the Grounds on which any such Superannuation or Payment is made shall be stated in the Grant thereof, and shall be entered on the Minutes of the Watch Committee and of the Council and of the Trustees.

During Deficiency of Fund, Reduction of Allowance to be pro ratâ.

XXVII. If it shall appear from any annual Report that the Account No. 2 has become insufficient to meet the full Payments by this Act chargeable thereon, the Payments to all Parties entitled thereto from the said Fund shall be reduced *pro ratâ* during such Insufficiency; but whenever afterwards the said Fund shall be sufficient, and so long as the same shall continue sufficient for that Purpose, then

then and in every such Case all Parties shall become entitled to receive, and shall receive, the full Amount of their respective Superannuation or other Allowance, including Arrears.

Benefit of the Fund may be lost by Commission of Felony, &c.

XXVIII. Nothing in this Act contained shall be construed to prevent any Member of the Force from being dismissed without Superannuation Allowance, or to prevent the Withdrawal of any Allowance which may have been granted, in the event of the Party receiving the same being convicted of Felony, or of a Misdeameanor, or as a Rogue and Vagabond under any Statute in force at the Time being.

Members of Force not to be deprived of Benefit of Friendly Societies.

XXIX. No Member of the said Force shall be deemed to be a Member of a Benefit Society or Club by reason of his being entitled to Superannuation or of his contributing to the Superannuation Fund under this Act.

Appropriation of Liverpool Police Relief Fund.

XXX. And whereas a Fund, called "The *Liverpool* Police Relief Fund," has been created, arising from Penalties and Shares of Penalties awarded to Informers being Constables, and by them surrendered to such Fund, which now amounts to the Principal Sum of Three thousand nine hundred Pounds or thereabouts, and is applicable at the Discretion of the Watch Committee for the Benefit of retired and worn-out Police Constables, and the Widows and Children of Persons who have died being Members of the Police Force: And whereas under the Provisions of this Act certain of the Contributions hitherto made to the said *Liverpool* Police Relief Fund will hereafter be made and paid to the Police Superannuation Fund; and it is expedient that the said *Liverpool* Police Relief Fund should be appropriated as hereinafter mentioned: Be it enacted, That the said Fund shall be carried to and form Part of Account No. 1, and that all Persons now receiving Relief therefrom shall be paid henceforth out of the said Account No. 1, but without Prejudice nevertheless to the Powers of the Watch Committee to suspend or revoke any such Payment as they might have done if this Act had not been passed; and the Watch Committee may from Time to Time make such Allowance to the Widow, Child, or Children of any Person being a Member of the Force at the Time of the passing of this Act, and dying whilst serving in such Force, as the Watch Committee in their Discretion as to the Amount and Continuance thereof may think fit.

As a Provision for Widows and Children of Members of Police Force out of Account No. 2.

XXXI. The Watch Committee may from Time to Time make such Allowance to the Widow, Child, or Children of any Person who shall join the Force after the passing of this Act, and die whilst serving in such Force, as the Watch Committee in their Discretion as to the Amount and Continuance thereof may think fit, and such last-mentioned Allowances shall respectively be a Charge upon and be paid out of the said Account No. 2.

XXXII. Pro-

Act not to apply to certain Persons admitted above 35 Years of Age.

XXXII. Provided always, That this Act, or anything therein contained, shall not apply to any Person who may hereafter be admitted a Member of the said Force (except as a Head Constable or Superintendent), and who at the Time of such Admission shall be more than Thirty-five Years of Age.

Short Title.

XXXIII. This Act shall for all Purposes be sufficiently described or referred to as "The *Liverpool* Police Superannuation Fund Act, 1854."

Expenses of Act.

XXXIV. The Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act shall be paid by the Council out of the Borough Fund of the said Borough.

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