STATUTORY INSTRUMENTS

# 1978 No. 1691

## POLICE

## The Police Pensions (Lump Sum Payments to Widows) Regulations 1978

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| *Made* - - - - | *24th November* 1978 |
| *Laid before Parliament* | *1st December* 1978 |
| *Coming into Operation* | *4th December* 1978 |

In exercise of the powers conferred on me by sections 1, 3 and 5 of the Police Pensions Act 1976**(a)**, and after consultation with the Police Council for the United Kingdom, I hereby, with the consent of the Minister for the Civil Service, make the following Regulations, which provide for payments corresponding to payments under section 1 of the Pensioners' Payments Act 1977**(b)** as that Act has effect by virtue of section 1(1) of the Pensioners' Payments Act 1978**(c)**:—

**1.** These Regulations may be cited as the Police Pensions (Lump Sum Payments to Widows) Regulations 1978 and shall come into operation on 4th December 1978.

**2.** In these Regulations any reference to the old cases Regulations is a reference to the Police Pensions Regulations 1971**(d)**, as amended **(e)** and in so far as they continue to have effect **(f)**.

**3.** These Regulations shall be construed as one with the old cases Regulations which shall have effect as if Regulation 4 of these Regulations were included therein.

**4.**—(1) This Regulation shall apply to a widow who is in receipt of a pension increased under any of the following provisions of the old cases Regulations, namely under—

(*a*) Regulation 30 (discretionary increase in widow's ordinary pension);

(*b*) Regulation 33 (discretionary increase in widow's special pension), or

(*c*) Regulation 35 (discretionary increase in widow's award under former Acts),

where the increase is payable in respect of a period which includes a day in the week beginning with 4th December 1978.

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**(a)** 1976 c. 35. **(b)** 1977 c. 51. **(c)** 1978 c. 58.
**(d)** S.I. 1971/232.
**(e)** The relevant amending instrument is S.I. 1971/1466.
**(f)** *See* S.I. 1973/428.

(2) Except where a widow to whom this Regulation applies is entitled to a payment by virtue of section 1(1) of the Pensioners' Payments Act 1978, the police authority shall pay her a gratuity of £10.

(3) For the purposes of Regulation 49 of the old cases Regulations (prevention of duplication), a gratuity under this Regulation shall be ignored.

*Merlyn Rees,*
One of Her Majesty's Principal Secretaries of State.

23rd November 1978.

Consent of the Minister for the Civil Service given under his Official Seal on 24th November 1978.

(L.S.)

*T. A. A. Hart,*
Authorised by the Minister for the Civil Service.

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## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

The Police Pensions Regulations 1971 (which apply in relation to policemen who ceased to serve before 1st April 1972) provide for discretionary increases in police widows' pensions where the widow would have been entitled to widow's benefit or a retirement pension under the Social Security Acts had her husband satisfied the contribution conditions therefor or where he died before 5th July 1948 (when the National Insurance Act 1946 (c. 67) came into operation).

These Regulations provide for the payment of a gratuity of £10 in the case of a policeman's widow in receipt of such a discretionary increase in her police widow's pension during the week beginning with 4th December 1978 if she is not entitled to a payment by virtue of section 1(1) of the Pensioners' Payments Act 1978.

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