STATUTORY INSTRUMENTS

1985 No. 1318

POLICE

The Police Pensions (Lump Sum Payments to Widows) Regulations 1985

Made - - - - -	*15th August* 1985
Laid before Parliament	*28th August* 1985
Coming into Operation	*2nd December* 1985

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 Negotiating Board for the United Kingdom, I hereby, with the consent of the Treasury**(b)**, make the following Regulations, which provide for payments corresponding to payments under section 1(1) of the Pensioners' Payments and Social Security Act 1979**(c)** as that Act has effect by virtue of the Pensioners' Lump Sum Payments Order 1985**(d)**:—

1. These Regulations may be cited as the Police Pensions (Lump Sum Payments to Widows) Regulations 1985 and shall come into operation on 2nd December 1985.

2. In these Regulations any reference to the old cases Regulations is a reference to the Police Pensions Regulations 1971**(e)**, 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),

(a) 1976 c. 35, as amended by section 2(3) of the Police Negotiating Board Act 1980 (c. 10).
(b) Formerly the Minister for the Civil Service: *see* S.I. 1981/1670.
(c) 1979 c. 48.
(d) S.I. 1985/1189.
(e) S.I. 1971/232; the relevant amending instrument is S.I. 1971/1466.
(f) *See* S.I. 1973/428.

where the increase is payable in respect of a period which includes a day in the week beginning with 2nd December 1985.

(2) Except where a widow to whom this Regulation applies is entitled to a payment by virtue of the Pensioners' Lump Sum Payments Order 1985, 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.

Leon Brittan,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
9th August 1985.

We consent,

John Major,
Donald Thompson,
Two of the Lords Commissioners
of Her Majesty's Treasury.

15th August 1985.

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 2nd December 1985 if she is not entitled to a payment by virtue of the Pensioners' Lump Sum Payments Order 1985.

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