4. Where the armed forces award, the amount whereof for any period is to be aggregated for the purpose of this Schedule with the amount of any pension or allowance payable to any person, for that period, is a gratuity, the amount of the armed forces award for the period shall be taken to be the amount which would be payable for that period under Part I of the Government Annuities Act, 1929(a), if the gratuity had been laid out at the date when it became payable in the purchase of an annuity dependent on the life of that person.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

The Regulations consolidate, with amendments, the Police Pensions Regulations, 1949, the Police Pensions Regulations, 1950, the Police Pensions Regulations, 1951, the Police Pensions Regulations, 1952, and the Police Pensions Regulations, 1953, which cease to have effect under Regulation 89 save in relation to deaths or retirements before 25th April, 1955, when the new Regulations come into force.

The main changes are as follows:—sub-paragraph (*c*) (iii) of paragraph (2) of Regulation 8 entitles the widow of a re-engaged pensioner, who was serving on 1st September, 1918, to an ordinary pension; Regulations 9, 11 and 20 provide for larger discretionary increases in widows' pensions and children's allowances; Regulation 37 provides for the cancellation of a supplemental pension payable to a regular policeman who is not in receipt of an ordinary, short service or ill-health pension should his disability cease.

1955 No. 481

The Police Pensions (No. 2) Regulations, 1955

Made - - - -	*25th March,* 1955
Coming into Operation	*25th April,* 1955

In exercise of the powers conferred on me by sections one and three of the Police Pensions Act, 1948(b), I hereby, with the consent of the Treasury and after consultation with the Police Council, make the following Regulations:—

PART I

AMENDMENTS OF THE POLICE PENSIONS REGULATIONS, 1949, IN SO FAR AS THEY CONTINUE TO HAVE EFFECT UNDER REGULATION 89 OF THE POLICE PENSIONS REGULATIONS, 1955(c)

1. In paragraph (3) of Regulation 10 of the Police Pensions Regulations, 1949(d), as set out in Regulation 13 of the Police Pensions Regulations, 1951(e), and amended by Regulation 1 of the Police Pensions Regulations,

(a) 19 & 20 Geo. 5. c. 29. (b) 11 & 12 Geo. 6. c. 24. (c) S.I. 1955/480 (p. 1903 above).
(d) S.I. 1949/1241 (1949 I, p. 3331). (e) S.I. 1951/2192 (1951 II, p. 208).

1952(a), for the words "including such a pension granted before the first day of October, 1952" there shall be substituted the words "which was granted under this Regulation".

2. In paragraph (4) of Regulation 11 of the said Regulations of 1949, as set out in Regulation 2 of the Police Pensions Regulations, 1952—

(*a*) for the words "the first day of October, 1952" there shall be substituted the words "the twenty-fifth day of April, 1955";

(*b*) for the words "forty-two shillings and sixpence" there shall be substituted the words "fifty-five shillings"; and

(*c*) for the words "thirty-two shillings and sixpence" there shall be substituted the words "forty shillings".

3. In paragraph (2) of Regulation 12 of the said Regulations of 1949, as set out in Regulation 1 of the Police Pensions Regulations, 1953(b), for the words "including such a pension granted before the twenty-first day of December, 1953" there shall be substituted the words "which was granted under this Regulation".

4. In paragraph (3) of Regulation 13 of the said Regulations of 1949, as amended by Regulation 4 of the Police Pensions Regulations, 1952—

(*a*) for the words "forty-two shillings and sixpence" there shall be substituted the words "fifty-five shillings"; and

(*b*) for the words "thirty-two shillings and sixpence" there shall be substituted the words "forty shillings".

5. In paragraph 4 of Scheme II of Part I of the Second Schedule to the said Regulations of 1949, as set out in Regulation 23 of the Police Pensions Regulations, 1951, and amended by Regulation 11 of the Police Pensions Regulations, 1952, for the words "two shillings and sixpence" there shall be substituted the words "three shillings and sixpence".

6. In paragraph 3 of Part III of the said Second Schedule, as set out in Regulation 24 of the Police Pensions Regulations, 1951, and amended by Regulation 12 of the Police Pensions Regulations, 1952, for the words "two shillings and sixpence" there shall be substituted the words "three shillings and sixpence".

7. In paragraph 3 of Part VI of the said Second Schedule, as set out in Regulation 2 of the Police Pensions Regulations, 1953, for the words "two shillings and sixpence" there shall be substituted the words "three shillings and sixpence".

8.—(1) In paragraph 2 of Part III of the Third Schedule to the said Regulations of 1949, as amended by Regulation 25 of the Police Pensions Regulations, 1951, and Regulation 15 of the Police Pensions Regulations, 1952, for the words "fifteen shillings" there shall be substituted the words "eighteen shillings".

(a) S.I. 1952/2162 (1952 II, p. 2536). (b) S.I. 1953/1800 (1953 II, p. 1587).

(2) In paragraph 3 of the said Part III as set out in Regulation 25 of the Police Pensions Regulations, 1951—

(*a*) in sub-paragraph (*a*), as amended by Regulation 15 of the Police Pensions Regulations, 1952, for the words "ten shillings and sixpence" there shall be substituted the words "eleven shillings and sixpence"; and

(*b*) in sub-paragraph (*b*) for the words "seven shillings and sixpence" there shall be substituted the words "eight shillings and sixpence".

PART II

AMENDMENTS OF THE POLICE PENSIONS REGULATIONS, 1948, IN SO FAR AS THEY CONTINUE TO HAVE EFFECT UNDER REGULATION 88 OF THE POLICE PENSIONS REGULATIONS, 1949

9. For paragraph (3) of Regulation 12 of the Police Pensions Regulations, 1948(**a**), as set out in Regulation 27 of the Police Pensions Regulations, 1951, and amended by Regulation 18 of the Police Pensions Regulations, 1952, there shall be substituted the following paragraph:—

"(3) A widow's ordinary pension which was granted under this Regulation shall be of the amount described in Part I of the Second Schedule to these Regulations:

Provided that where the date of the death of the husband is the sixth day of April, 1949, or any later date the pension in respect of the period after the twenty-fifth day of April, 1955, shall be increased by such amount that it is not less than it would have been if calculated in accordance with Parts I and VII of the Second Schedule to the Police Pensions Regulations, 1955.".

10. In paragraph (4) of Regulation 13 of the said Regulations of 1948, as set out in Regulation 19 of the Police Pensions Regulations, 1952—

(*a*) for the words "the first day of October, 1952" there shall be substituted the words "the twenty-fifth day of April, 1955"; and

(*b*) for the words "thirty-two shillings and sixpence" there shall be substituted the words "forty shillings".

11. For paragraph (3) of Regulation 14A of the said Regulations of 1948, as set out in the Appendix to the Police Pensions Regulations, 1949, and amended by Regulation 20 of the Police Pensions Regulations, 1952, there shall be substituted the following paragraph:—

"(3) The amount up to which the pension may be increased shall be the amount, which may be increased in accordance with the provisions of paragraphs (6) and (6A) of Regulation 69, of one-sixth of her husband's pensionable pay, together with, during the periods and in the conditions set out in Part II of the Second Schedule to these Regulations, forty shillings a week.".

12.—(1) In paragraph (6) of Regulation 18 of the said Regulations of 1948, as amended by Regulation 21 of the Police Pensions Regulations, 1952, for the words "thirty-two shillings and sixpence" there shall be substituted the words "forty shillings".

(**a**) S.I. 1948/1531 (1948 I, p. 3429).

(2) In paragraph (8) of the said Regulation 18, as set out in Regulation 21 of the Police Pensions Regulations, 1952—

(*a*) for the words "the first day of October, 1952" there shall be substituted the words "the twenty-fifth day of April, 1955"; and

(*b*) for the words "thirty-two shillings and sixpence" there shall be substituted the words "forty shillings".

13. For the proviso to paragraph (1) of Regulation 24 of the said Regulations of 1948, as set out in the Appendix to the Police Pensions Regulations, 1949, and amended by Regulation 24 of the Police Pensions Regulations, 1952, there shall be substituted the following proviso:—

"Provided that where the date of the death of the parent in respect of whose death the allowance is payable is the sixth day of April, 1949, or any later date this Regulation shall have effect in respect of the period after the twenty-fifth day of April, 1955, as though for the reference to Part III of the Third Schedule to these Regulations there were substituted a reference to Part III of the Third Schedule to the Police Pensions Regulations, 1955.".

14. For paragraph (7) of Regulation 28 of the said Regulations of 1948, as set out in Regulation 33 of the Police Pensions Regulations, 1951, and amended by Regulation 25 of the Police Pensions Regulations, 1952, there shall be substituted the following paragraph:—

"(7) An allowance increased or granted under this Regulation including such an allowance increased or granted before the twenty-fifth day of April, 1955, shall be of the increased amount or of the amount described in Part VI of the Third Schedule to these Regulations.".

15. In paragraph 4 of Scheme II of Part I of the Second Schedule to the said Regulations of 1948, as set out in Regulation 34 of the Police Pensions Regulations, 1951, and amended by Regulation 28 of the Police Pensions Regulations, 1952, for the words "two shillings and sixpence" there shall be substituted the words "three shillings and sixpence".

16. In paragraph 3 of Part III of the said Second Schedule, as set out in Regulation 35 of the Police Pensions Regulations, 1951, and amended by Regulation 29 of the Police Pensions Regulations, 1952, for the words "two shillings and sixpence" there shall be substituted the words "three shillings and sixpence".

17. In paragraph 3 of Part VII of the said Second Schedule, as set out in Regulation 5 of the Police Pensions Regulations, 1953, for the words "two shillings and sixpence" there shall be substituted the words "three shillings and sixpence".

18.—(1) In paragraph 2 of Part III of the Third Schedule to the said Regulations of 1948, as amended by Regulation 36 of the Police Pensions Regulations, 1951, and Regulation 32 of the Police Pensions Regulations, 1952, for the words "fifteen shillings" there shall be substituted the words "eighteen shillings".

(2) In paragraph 3 of the said Part III, as set out in Regulation 36 of the Police Pensions Regulations, 1951—

(*a*) in sub-paragraph (*a*), as amended by Regulation 32 of the Police Pensions Regulations, 1952, for the words "ten shillings and sixpence" there shall be substituted the words "eleven shillings and sixpence";

(*b*) in sub-paragraph (*b*) for the words "seven shillings and sixpence" there shall be substituted the words "eight shillings and sixpence".

19. For Part VI of the said Third Schedule, as amended by Regulations 19 and 20 of the Police Pensions (No. 2) Regulations, 1948(a), Regulation 38 of the Police Pensions Regulations, 1951, and Regulation 34 of the Police Pensions Regulations, 1952, there shall be substituted the following Part:—

"PART VI Regulation 28

DISCRETIONARY CHILD'S ALLOWANCE AND INCREASE IN ALLOWANCE WHERE PARENT DIED BEFORE APPOINTED DAY

1. Where a child is entitled to an allowance under paragraph (1) of Regulation 28 and the amount of the allowance as ascertained under the provisions of the said Regulation is less than eleven shillings and sixpence a week, or where a child is granted an allowance under paragraph (5) of the said Regulation, and—

(*a*) the parent in respect of whose death the allowance is payable was his father; and

(*b*) the mother of the child is alive;

then in respect of any week during which the mother is not receiving a widow's benefit or a retirement pension under the National Insurance Act, 1946(b), and no grant is payable to or in respect of the child out of any naval, military or air force fund in pursuance of any royal warrant or other instrument or under any scheme made under the Personal Injuries (Emergency Provisions) Act, 1939(c), in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act, 1945(d), or that one of the children so included who is older than the others—

(i) the increase in the amount of the allowance under paragraph (1) of the said Regulation as so ascertained shall be the difference between that amount and eleven shillings and sixpence a week, or

(ii) the allowance granted under paragraph (5) of the said Regulation shall be eleven shillings and sixpence a week,

and in the case of any other child included in a family within the meaning of the Family Allowances Act, 1945, where that one of the children so included who is older than the others is in receipt of an allowance granted under paragraph (5) of the said Regulation, the allowance granted under paragraph (5) of the said Regulation shall be three shillings and sixpence a week.

2. Where a child is entitled to an allowance under paragraph (1) of Regulation 28 and the amount of the allowance as ascertained under the provisions of the said Regulation is less than eighteen shillings a week, or where a child is granted an allowance under paragraph (5) of the said Regulation, and—

(*a*) the person in respect of whose death the allowance is payable was his father; and

(*b*) the mother of the child is dead,

then in respect of any week during which no person is receiving a guardian's allowance under the National Insurance Act, 1946, in respect of that child and no grant is payable to or in respect of the child out of any naval, military or air force fund in pursuance of any royal warrant or other instrument or under any scheme made under the Personal Injuries (Emergency Provisions) Act, 1939,

(a) S.I. 1948/2802 (1948 I, p. 3475). (b) 9 & 10 Geo. 6. c. 67. (c) 2 & 3 Geo. 6. c. 82. (d) 8 & 9 Geo. 6. c. 41.

in the case of a child who is the only child included in a family within the meaning of the Family Allowances Act, 1945, or that one of the children so included who is older than the others—

(i) the increase in the amount of the allowance under paragraph (1) of the said Regulation as so ascertained shall be the difference between that amount and eighteen shillings a week, or

(ii) the allowance granted under paragraph (5) of the said Regulation shall be eighteen shillings a week,

and in the case of any other child included in a family within the meaning of the Family Allowances Act, 1945, the allowance granted under paragraph (5) of the said Regulation shall be ten shillings a week.".

PART III

CITATION AND COMMENCEMENT

20. These Regulations may be cited as the Police Pensions (No. 2) Regulations, 1955, and shall come into operation on the twenty-fifth day of April, 1955.

G. Lloyd-George,
One of Her Majesty's Principal Secretaries of State.

23rd March, 1955.

We consent,

Martin Redmayne,
Gerald Wills,
Two of the Lords Commissioners of Her Majesty's Treasury.

25th March, 1955.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations relate to widows' pensions and children's allowances; Part I relates to awards under the Police Pensions Regulations, 1949, in respect of deaths between 1st July, 1949, and 25th April, 1955, and Part II to awards under the Police Pensions Regulations, 1948, in respect of deaths before 1st July, 1949.

Regulations 2, 4, 10, 11 and 12 increase the amount by which widows' pensions may be increased in those cases in which discretionary increases are permitted; Regulations 8, 13, 14, 18 and 19 make similar provision in relation to children's allowances. Regulations 1, 3, 5, 6, 7, 9, 15, 16 and 17 adjust the extent of the abatement of a widow's pension by National Insurance awards.