For office use only

1. Copy of discipline form communicated to accused... Initials.....
   Date .....
2. Decision of chief constable communicated to accused Initials.....
   Date .....
3. Case entered in divisional discipline book ... ... Initials.....
   Date .....
4. Case entered in chief constable's discipline book ... Initials.....
   Date .....
5. Particulars of any appeal to the Secretary of State

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.....

.....

Report or allegation on which the charge is based

(If contained on separate papers, each should be numbered consecutively, and a summary entered here).

EXPLANATORY NOTE

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

These Regulations consolidate, with amendments, the provisions dealing with discipline in the Police (Scotland) Regulations and the Police (Women) (Scotland) Regulations, which are revoked by the Police (Scotland) Regulations, 1952.

They prescribe a code of offences against discipline, the procedure to be followed in investigating a report or allegation from which it may reasonably be inferred that such an offence has been committed and in formulating and dealing with a charge of such an offence, and the punishments which may be imposed. They also make provision for cases of suspension from duty and for the keeping of records relating to disciplinary matters.

1952 No. 2177 (S. 112)

The Police Pensions (Scotland) Regulations, 1952

Made - - - - 12*th December,* 1952
Coming into Operation 15*th December,* 1952

In exercise of the powers conferred on me by sections 1 and 3 of the Police Pensions Act, 1948(a), and section 2 of the Pensions (Increase) Act,

(a) 11 & 12 Geo. 6. c. 24.

1952(a), I hereby, with the consent of the Treasury and after consultation with the Scottish Police Council, make the following Regulations:—

PART I

Amendments of the Police Pensions (Scotland) Regulations, 1949(b)

1. In paragraph (3) of Regulation 10 of the Police Pensions (Scotland) Regulations, 1949, for the word "January" there shall be substituted the word "October".

2. For paragraphs (4), (5) and (6) of Regulation 11 of the said Regulations there shall be substituted the following paragraph:—

"(4) A pension increased or granted under this Regulation, including such a pension increased or granted before the first day of October, 1952, shall be payable at a rate increased by, or at the rate of, forty-two shillings and sixpence a week for the first thirteen weeks that the pension is payable, and thereafter during the periods and in the conditions set out in Part II of the Second Schedule to these Regulations thirty-two shillings and sixpence a week:

Provided that, where a pension calculated in accordance with Scheme II of Part I of the Second Schedule to these Regulations is increased, the increased pension shall not be at a higher rate than it would have been if it had been calculated in accordance with Scheme I of the said Part I and increased in accordance with the provisions of this Regulation."

3. In paragraph (2) of Regulation 12 of the said Regulations, for the word "January" there shall be substituted the word "October".

4.—(1) In paragraph (1) of Regulation 13 of the said Regulations for the words "Regulation 10" there shall be substituted the words "Regulation 12" and after the words "in their discretion" there shall be inserted the words "from time to time".

(2) In paragraph (3) of the said Regulation after the words "Regulation 63" there shall be inserted the words "and paragraph (1) of Regulation 63A", for the words "thirty-six shillings" there shall be substituted the words "forty-two shillings and sixpence" and for the words "twenty-six shillings" there shall be substituted the words "thirty-two shillings and sixpence".

(3) Paragraph (4) of the said Regulation shall be omitted.

5.—(1) In paragraph (1) of Regulation 20 of the said Regulations the words "which shall be determined in accordance with Part I of the Third Schedule to these Regulations" shall be omitted.

(2) At the end of the said Regulation there shall be added the following paragraph:—

"(3) A child's ordinary allowance, including such an allowance granted before the first day of October, 1952, shall be determined in accordance with Part I of the Third Schedule to these Regulations."

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 45.
(b) S.I. 1949/1240; 1949 I, p. 3401: and *see* S.I. 1950/764; 1951/2189: 1950 II, p. 353; 1951 II, p. 229.

6.—(1) In Regulation 21 of the said Regulations the words "which shall be determined in accordance with Part II of the Third Schedule to these Regulations" shall be omitted.

(2) At the end of the said Regulation there shall be added the following paragraph:—

"(2) A child's special allowance, including such an allowance granted before the first day of October, 1952, shall be determined in accordance with Part II of the Third Schedule to these Regulations."

7.—(1) At the end of Regulation 63 of the said Regulations there shall be added the following proviso:—

"Provided that the police authority may in their discretion dispense with any or all periodical applications for the continuation and reassessment of an increase in the amount of a pension of a widow over the age of sixty years or of a child's allowance."

(2) At the end of the said Regulation as so amended there shall be added the following paragraph:—

"(2) In calculating, for the purposes of this Regulation, the means of the person concerned, any increase in accordance with the provisions of paragraph (1) or (2) of Regulation 63A of these Regulations shall be disregarded."

8. After Regulation 63 of the said Regulations there shall be inserted the following Regulation:—

"Increases in widows' pensions and children's allowances.

63A.—(1) Where it is provided in these Regulations that an amount shall be increased in accordance with this paragraph, it shall be increased by the amount by which a pension of the amount first mentioned would be increased (1) if the person concerned were in receipt of such a pension, (2) that pension were specified in Part II of the First Schedule to the Pensions (Increase) Act, 1952, and (3) any increase in the first mentioned amount in accordance with the provisions of Regulation 63 were an increase granted under the Pensions (Increase) Acts, 1944 and 1947(a).

(2) Where it is provided in these Regulations that an amount shall be increased in accordance with this paragraph, it shall be increased on the like conditions as if it were increased in accordance with paragraph (1), save for the conditions contained in paragraphs 1 and 2 of the Second Schedule to the Pensions (Increase) Act, 1952.

(3) For the purposes of this Regulation any reference in the Second Schedule to the Pensions (Increase) Act, 1952, to—

(*a*) a relevant pension shall be construed as including a reference to an award of an amount which these Regulations provide shall be increased in accordance with any of the provisions of this Regulation;

(*b*) the rate of the relevant pension shall be construed as including a reference to the rate of such an award ignoring any increase in accordance with any of the provisions of this Regulation;

(a) 7 & 8 Geo. 6. c. 21 and 10 & 11 Geo. 6. c. 7.

(*c*) the authorised increase shall be construed as including a reference to the increase in accordance with the provisions of this Regulation or this paragraph.

(4) Notwithstanding anything in this Regulation, the police authority may in their discretion dispense with any or all periodical applications for the continuation and reassessment of an increase in the amount of a pension of a widow over the age of sixty years or of a child's allowance.

9.—(1) In paragraph (4) of Regulation 65 of the said Regulations after the word " dies " there shall be inserted the words " or has died ".

(2) In sub-paragraph (*b*) of the said paragraph, after the words " these Regulations " there shall be inserted the words " from time to time ".

(3) At the end of the said Regulation there shall be added the following paragraph:—

" (6) The police authority may, in their discretion, subject to and in accordance with paragraphs 2 and 3 of the Fifth Schedule to these Regulations, increase any pension or allowance to which the provisions as to increases contained in Regulation 65 of these Regulations, as originally made, apply."

10.—(1) In paragraph 2 of Scheme II of Part I of the Second Schedule to the said Regulations after the words " Regulation 63 " there shall be inserted the words " and paragraph (1) of Regulation 63A ".

(2) In paragraph 4 of the said Scheme II for the words " seven shillings and sixpence " there shall be substituted the words " eight shillings ".

11.—(1) In paragraph 1 of Part III of the said Schedule, after the words " Regulation 63 ", in each place where they occur, there shall be inserted the words " and paragraph (1) of Regulation 63A ".

(2) In paragraph 3 of the said Part III for the words " seven shillings and sixpence " there shall be substituted the words " eight shillings ".

12. For paragraphs 1, 2 and 3 of Part I of the Third Schedule to the said Regulations, there shall be substituted the following paragraphs:—

" 1. Subject as hereafter in this Schedule provided, a child's ordinary allowance shall be the weekly amount in the second column of the sub-joined Table set opposite to the rank in the first column of the said Table which the parent in respect of whose death the allowance is payable held at the time when he ceased to be a regular policeman:

Provided that the said amount shall be increased in accordance with the provisions of paragraph (2) of Regulation 63A by the amount so set out in the third column of the said Table:—

TABLE

Parent's Rank	Weekly Amount	Increase
	s. d.	s. d.
Higher than Inspector	8 6	2 3
Inspector	7 6	1 3
Lower than Inspector	6 6	– 9

2. Where the parent in respect of whose death the allowance is payable was the child's only surviving parent or in respect of the period after the death of the child's other parent, the child's ordinary allowance shall be the weekly amount in the second column of the subjoined Table set opposite to the rank in the first column of the said Table which the parent in respect of whose death the allowance is payable held at the time when he ceased to be a regular policeman:

Provided that the said amount shall be increased in accordance with the provisions of paragraph (2) of Regulation 63A by the amount so set out in the third column of the said Table:—

TABLE

Parent's Rank	Weekly Amount	Increase
	s. d.	s. d.
Higher than Inspector	12 9	3 6
Inspector	11 3	2 0
Lower than Inspector	9 9	1 2 "

13. In paragraphs 1 and 2 of Part II of the said Schedule after the words "Regulation 63" in both places where they occur there shall be inserted the words "and paragraph (1) of Regulation 63A".

14.—(1) For sub-paragraph (*a*) of paragraph 1 of Part III of the said Schedule there shall be substituted the following sub-paragraph:—

"(*a*) the weekly amount of a child's ordinary allowance may be increased to an amount not exceeding the amount in the second column of the subjoined Table set opposite to the rank in the first column of the said Table which the parent in respect of whose death the allowance is payable held at the time when he ceased to be a regular policeman, and the increased weekly amount may be further increased in accordance with the provisions of paragraph (2) of Regulation 63A by an amount not exceeding the amount so set out in the third column of the said Table:—

TABLE

Parent's Rank	Increased Amount	Further Increase
	s. d.	s. d.
Higher than Inspector	17 0	4 7
Inspector	15 0	2 7
Lower than Inspector	13 0	1 5 "

(2) In sub-paragraph (*c*) of the said paragraph after the words "Regulation 63" there shall be inserted the words "and paragraph (1) of Regulation 63A".

(3) In paragraph 2 of the said Part III for the words "thirteen shillings and sixpence" there shall be substituted the words "fifteen shillings".

(4) In paragraph 3 of the said Part III after the words "ten shillings" there shall be inserted the words "and sixpence".

15. In paragraph 3 of Part IV of the said Schedule, for the words "weekly rate of ten shillings" there shall be substituted the words "higher weekly rate prescribed by that section".

16.—(1) In sub-paragraph (*b*) of paragraph 2 of the Fifth Schedule to the said Regulations, after the words "Regulation 63" there shall be inserted the words "and paragraph (1) of Regulation 63A".

(2) In sub-paragraph (*b*) of paragraph 3 of the said Schedule after the words "Regulation 63" there shall be inserted the words "and paragraph (1) of Regulation 63A".

PART II

Amendments of the Police Pensions (Scotland) Regulations, 1948(a), *in so far as they continue to have effect under Regulation* 84 *of the Police Pensions (Scotland) Regulations,* 1949

17. In the proviso to paragraph (3) of Regulation 12 of the Police Pensions (Scotland) Regulations, 1948, for the words "thirty-first day of December, 1951", there shall be substituted the words "thirtieth day of September, 1952", and at the end of the said proviso there shall be added the words "and the Police Pensions (Scotland) Regulations, 1952".

18. For paragraphs (4), (5) and (6) of Regulation 13 of the said Regulations there shall be substituted the following paragraph:—

"(4) A pension increased or granted under this Regulation, including such a pension increased or granted before the first day of October, 1952, shall be payable at a rate increased by, or at the rate of, thirty-two shillings and sixpence a week during the periods and in the conditions set out in Part II of the Second Schedule to these Regulations:

Provided that where a pension calculated in accordance with Scheme II of Part I of the Second Schedule to these Regulations is increased, the increased pension shall not be at a higher rate than it would have been if it had been calculated in accordance with Scheme I of the said Part I and increased in accordance with the provisions of this Regulation".

19.—(1) In paragraph (1) of Regulation 14A of the said Regulations after the words "in their discretion" there shall be inserted the words "from time to time".

(2) In paragraph (3) of the said Regulation for the words "paragraph (6)" there shall be substituted the words "paragraphs (6) and (6A)", for the words "for the first thirteen weeks that the pension is payable, thirty-six shillings a week and thereafter during the period" there shall be substituted the words "during the periods" and for the words "twenty-six shillings" there shall be substituted the words "thirty-two shillings and sixpence".

(3) Paragraph (4) of the said Regulation shall be omitted.

20.—(1) In paragraph (2) of Regulation 18 of the said Regulations for the words "paragraph (6)" there shall be substituted the words "paragraphs (6) and (6A) and, where the pension is calculated otherwise than by reference to annual pay, paragraph (6B)".

(2) In paragraph (6) of the said Regulation for the words "twenty-six shillings" there shall be substituted the words "thirty-two shillings and sixpence".

(a) S.I. 1948/1530; 1948 I, p. 3503: and *see* S.I. 1948/2828; 1949/1240; 1951/2189: 1948 I, p. 3546; 1949 I, p. 3401; 1951 II, p. 229.

(3) For paragraph (8) of the said Regulation there shall be substituted the following paragraph :—

"(8) Where a widow is in receipt of a pension increased or granted under this Regulation before the first day of October, 1952, then during the periods that the pension so increased or granted is payable the pension shall be further increased or increased up to the rate of thirty-two shillings and sixpence a week".

21.—(1) In paragraph (1) of Regulation 22 of the said Regulations the words from "which shall be determined in accordance" to the end of the said paragraph shall be omitted.

(2) At the end of the said Regulation there shall be added the following paragraph:—

"(3) A child's ordinary allowance which was granted under this Regulation shall be determined in accordance with Part I of the Third Schedule to these Regulations :

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, the allowance in respect of the period after the thirtieth day of September, 1952, shall be increased by such an amount that it is not less than it would have been if calculated in accordance with Part I of the Third Schedule to the Police Pensions (Scotland) Regulations, 1949, as amended by the Police Pensions (Scotland) Regulations, 1952".

22.—(1) In Regulation 23 of the said Regulations the words "which shall be determined in accordance with Part II of the Third Schedule to these Regulations" shall be omitted.

(2) At the end of the said Regulation there shall be added the following paragraph:—

"(2) A child's special allowance which was granted under this Regulation shall be determined in accordance with Part II of the Third Schedule to these Regulations".

23. In the proviso to paragraph (1) of Regulation 24 of the said Regulations for the words "thirtieth day of June, 1949" there shall be substituted the words "thirtieth day of September, 1952" and at the end of the said proviso there shall be added the words "as amended by the Police Pensions (Scotland) Regulations, 1952".

24.—(1) In paragraph (2) of Regulation 28 of the said Regulations for the words "paragraph (6)" there shall be substituted the words "paragraphs (6) and 6A)".

(2) In paragraph (7) of the said Regulation for the word "January" there shall be substituted the word "October".

25. In paragraph (2) of Regulation 30 of the said Regulations after the words "and may, in their discretion" there shall be inserted the words "from time to time" and for the words "paragraph (6)", in both places where they occur, there shall be substituted the words "paragraphs (6) and (6A)".

26.—(1) At the end of paragraph (6) of Regulation 66 of the said Regulations there shall be added the following proviso :—

"Provided that the police authority may in their discretion dispense with any or all periodical applications for the continuation and reassessment of an increase in the amount of a pension of a widow over the age of sixty years or of a child's allowance".

(2) At the end of the said paragraph as so amended there shall be added the following:—

"In calculating, for the purposes of this paragraph, the means of the person concerned, any increase in accordance with the provisions of paragraph (6A) shall be ignored."

(3) After the said paragraph (6) there shall be inserted the following paragraphs:—

"(6A) (*a*) Where it is provided in these Regulations that an amount shall be increased in accordance with this paragraph, it shall be increased by the amount by which a pension of the amount first mentioned would be increased if (1) the person concerned were in receipt of such a pension, (2) that pension were specified in Part II of the First Schedule to the Pensions (Increase) Act, 1952, and (3) any increase in the first mentioned amount in accordance with the provisions of paragraph (6) were an increase granted under the Pensions (Increase) Acts, 1944 and 1947.

(*b*) For the purposes of this paragraph any reference in the Second Schedule to the Pensions (Increase) Act, 1952, to—

(i) a relevant pension shall be construed as including a reference to an award of an amount which these Regulations provide shall be increased in accordance with the provisions of this paragraph;

(ii) the rate of the relevant pension shall be construed as including a reference to the rate of such an award ignoring any increase in accordance with the provisions of this paragraph; and

(iii) the authorised increase shall be construed as including a reference to the increase in accordance with the provisions of this paragraph.

(*c*) Notwithstanding anything in this paragraph the police authority may, in their discretion, dispense with any or all periodical applications for the continuation and reassessment of an increase in the amount of a pension of a widow over the age of sixty years or of a child's allowance.

(6B) Where it is provided in these Regulations that an amount shall be increased in accordance with the provisions of paragraph (6A) and of this paragraph, the pension or allowance shall be deemed to begin for the purposes of paragraph (6A) and the Pensions (Increase) Act, 1952, before the first day of April, 1948."

27.—(1) At the end of Scheme I of Part I of the Second Schedule to the said Regulations there shall be added the following proviso:—

"Provided that the amount of the widows' ordinary pension determined in accordance with the preceding provisions of this Scheme shall be increased by seven shillings and eightpence a week on the like conditions as if it were increased in accordance with the provisions of paragraph (6A) of Regulation 66, save for the conditions contained in paragraphs 1, 2 and 7 of the Second Schedule to the Pensions (Increase) Act, 1952."

(2) In paragraph 2 of Scheme II of the said Part I for the words "paragraph (6)" there shall be substituted the words "paragraphs (6) and (6A)".

(3) In paragraph 4 of the said Scheme II for the words "seven shillings and sixpence" there shall be substituted the words "eight shillings".

28.—(1) In paragraph 1 of Part III of the said Schedule, for the words "paragraph (6)", in both places where they occur, there shall be substituted the words "paragraphs (6) and (6A)".

(2) In paragraph (3) of the said Part III for the words "seven shillings and sixpence" there shall be substituted the words "eight shillings".

29. At the end of Part I of the Third Schedule to the said Regulations there shall be added the following paragraph:—

"4. The amount of the child's ordinary allowance determined in accordance with the preceding provisions of this Part of this Schedule shall be increased in accordance with the provisions of paragraph (6A) of Regulation 66."

30. In paragraphs 1 and 2 of Part II of the said Schedule for the words "paragraph (6)", in both places where they occur, there shall be substituted the words "paragraphs (6) and (6A)".

31.—(1) At the end of sub-paragraph (*a*) of paragraph 1 of Part III of the said Schedule there shall be added the following proviso:—

"Provided that the amount of the child's ordinary allowance increased in accordance with the provisions of this sub-paragraph may be further increased in accordance with the provisions of paragraph (6A) of Regulation 66."

(2) In sub-paragraph (*b*) of the said paragraph for the words "paragraph (6)" there shall be substituted the words "paragraphs (6) and (6A)".

(3) In paragraph 2 of the said Part III for the words "thirteen shillings and sixpence" there shall be substituted the words "fifteen shillings".

(4) In paragraph 3 of the said Part III after the words "ten shillings" there shall be inserted the words "and sixpence".

32. In paragraph 3 of Part IV of the said Schedule for the words "weekly rate of ten shillings" there shall be substituted the words "higher weekly rate prescribed by that section".

33.—(1) In paragraph 1 of Part VI of the said Schedule after the words "ten shillings" wherever they occur there shall be inserted the words "and sixpence".

(2) In paragraph 2 of the said Part VI for the words "thirteen shillings and sixpence" wherever they occur there shall be substituted the words "fifteen shillings".

PART III

Retrospection, Citation and Commencement

34. The provisions of these Regulations, other than paragraph (1) of Regulation 7 and paragraph (1) of Regulation 26, shall have effect as from the first day of October, 1952.

35. These Regulations may be cited as the Police Pensions (Scotland) Regulations, 1952, and shall come into operation on the fifteenth day of December, 1952.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

11th December, 1952.

We consent

Dennis Vosper,
Edward Heath,
Two of the Lords Commissioners of Her Majesty's Treasury.

12th December, 1952.

EXPLANATORY NOTE

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

Parts I and II of these Regulations amend the Police Pensions (Scotland) Regulations, 1949, and the Police Pensions (Scotland) Regulations, 1948, and provide for certain increases, subject to conditions similar to those applicable to increases under the Pensions (Increase) Act, 1952, and for certain other increases in widows' pensions and children's allowances, including such pensions and allowances already in payment; Regulations 7 (1) and 26 (1) provide that the police authority may dispense with periodical applications for the continuation or reassessment of increases in accordance with Regulation 63 of the 1949 Regulations or Regulation 66 (6) of the 1948 Regulations respectively. Regulation 34 in Part III provides that the provisions of these Regulations, other than Regulations 7 (1) and 26 (1), shall have effect as from the 1st October, 1952.

1952 No. 465

The Special Constables (Pensions) (Scotland) Order, 1952

Made - - - -	10*th March*, 1952
Laid before Parliament	11*th March*, 1952
Coming into Operation	12*th March*, 1952

At the Court at Clarence House, the 10th day of March, 1952

Present

The Queen's Most Excellent Majesty in Council

Whereas by the Special Constables Act, 1914(**a**), as amended by the Special Constables Act, 1923(**b**), power is conferred on Her Majesty, by Order in Council, to make Regulations with respect to the appointment and position of special constables appointed under the Burgh Police (Scotland) Act, 1892(**c**), or any local Act or the Special Constables (Scotland) Act, 1914(**d**), and by these Regulations to make such provisions as are mentioned in the said Special Constables Act, 1914, as so amended:

Now, therefore, Her Majesty is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. In Article 1 of the Special Constables (Pensions) (Scotland) Order, 1950(**e**), after the words "Police Pensions (Scotland) Regulations, 1949" there shall be inserted the words "as amended by the Police Pensions (Scotland) Regulations, 1950(**f**), and the Police Pensions (Scotland) Regulations, 1951(**g**)".

2.—(1) In sub-paragraph (*a*) of paragraph (2) of Article 4 of the said Order, after the words "(i) in the case of a man" there shall be inserted the words "who ceased to hold that office before the third day of August, nineteen hundred and fifty-one", the word "and" in the third place where it occurs shall be omitted, and after the words "(ii) in the case of a woman" there shall be inserted the words "who ceased to hold that office before the third day of August, nineteen hundred and fifty-one".

(**a**) 4 & 5 Geo. 5. c. 61.
(**b**) 13 & 14 Geo. 5. c. 11.
(**c**) 55 & 56 Vict. c. 55.
(**d**) 4 & 5 Geo. 5. c. 53.
(**e**) S.I. 1950/674; 1950 II, p. 362.
(**f**) S.I. 1950/764; 1950 II, p. 353.
(**g**) S.I. 1951/2189; 1951 II, p. 229.