The Police (Scotland) (Amendment) (No. 2) Regulations, 1948

1948 No. 1034 (S. 82)

Made - - - -	*11th May*, 1948
Coming into Operation	*12th May and 5th July*, 1948

I, the Right Honourable Arthur Woodburn, one of His Majesty's Principal Secretaries of State, in pursuance of the powers conferred upon me by the Police Act, 1919(**a**), hereby make the following Regulations amending the Police (Scotland) Regulations(**b**):—

PART I

1.—(1) These Regulations may be cited as the Police (Scotland) (Amendment) (No. 2) Regulations, 1948.

(2) Part II of these Regulations shall come into operation on the twelfth day of May, 1948, and Part III of these Regulations shall come into operation on the fifth day of July, 1948.

PART II

2. At the end of Regulation 7 of the said Regulations there shall be the following paragraph—

" (7) shall be given a notice in terms approved by the Secretary of State after consultation with the Police Council drawing attention to the conditions of service contained therein."

3.—(1) In paragraph (b) of Regulation 8 of the said Regulations after the word " where " there shall be inserted the words " his wife or ".

(2) In paragraph (*d*) of the said Regulation 8 after the word " wife " there shall be inserted the words " without the consent of the chief constable ".

4. In Regulation 61 of the said Regulations after the word " auxiliary " there shall be inserted the words " or as a member of the Palestine police force ".

5. In Regulation 67 of the said Regulations after the words "Detective Allowance " there shall be inserted the words:—

" (i) if the chief constable is satisfied that he is normally engaged in outside duty at the rate of:—

Superintendents, Lieutenants and Inspectors ...	25s. od. weekly
Sergeants and Constables	20s. od. weekly

(ii) if the chief constable is satisfied that he is normally engaged in duty other than outside duty ".

(**a**) 9 & 10 Geo. 5. c. 46.

(**b**) S.R. & O. 1920 (No. 2113) II, p. 548 as amended. The 1920 Regulations have been reprinted as amended up to and including the 6th November, 1946.

6. In paragraph (1) of Regulation 71 of the said Regulations the words " (ix) Duties of Firemaster " shall be omitted.

7. After Regulation 89A of the said Regulations, there shall be inserted the following Regulation:—

" 89AA. The provisions of the Third Appendix to these Regulations shall apply to all members of a police force; and no restrictions other than those designed to secure the proper exercise of the functions of a constable shall be imposed by the police authority or chief constable on the private life of members of a police force except such as may temporarily be necessary or such as may be approved by the Secretary of State after consultation with the Police Council, and any such restriction temporarily imposed shall be reported forthwith to the Secretary of State ".

8.—(1) At the end of paragraph (3) of the Discipline Code contained in the First Appendix to the said Regulations, there shall be added the words " or contravenes any requirement of the Third Appendix to these Regulations ".

(2) For paragraph (15) of the said Discipline Code there shall be substituted the following paragraph:—

" (15) *Entering licensed premises,* that is to say, if without the consent of his superior officer he enters—

(*a*) while on duty any premises licensed under the liquor licensing laws or any other premises where exciseable liquors are stored or distributed when his presence there is not required in the execution of his duty, or

(*b*) any such premises in uniform while off duty."

9. After the Second Appendix to the said Regulations there shall be added the following Appendix:—

" THIRD APPENDIX

1. A constable shall at all times abstain from any activity which is likely to interfere with the impartial discharge of his duties or which is likely to give rise to the impression amongst members of the public that it may so interfere; and in particular a constable shall not take any active part in politics.

2. The place at which a constable resides shall be subject to the approval of the chief constable.

3.—(1) A constable shall not, without the previous consent of the chief constable, receive a lodger in a house or quarters with which he is provided by the police authority or sub-let any part of the house or quarters.

(2) A constable shall not, unless he has previously given written notice to the chief constable, receive a lodger in a house in which he resides and in respect of which he receives a rent allowance or sub-let any part of such a house.

4. A constable shall not wilfully refuse or neglect to discharge any lawful debt."

PART III

10. In Regulation 1 of the said Regulations the word " Lieutenant " shall be omitted.

11. In Regulation 2 of the said Regulations after the words " Chief Superintendent " there shall be inserted the words " Chief Inspector."

12. In Regulation 9 of the said Regulations for the word " Lieutenant " there shall be substituted the words " Chief Inspector."

13. In Regulation 36 of the said Regulations after the words " at the rate of " there shall be inserted the words " 5s. 9d. an hour for a Chief Inspector."

14. In the table in Regulation 40 of the said Regulations before the words " Inspectors ..... 24 days " there shall be inserted the words " Chief Inspectors ..... 27 days."

15. In Regulation 66 of the said Regulations the words " Lieutenant or " shall be omitted.

16. In Regulation 67 of the said Regulations as amended by these Regulations the words " Lieutenants " and " Lieutenants and " shall be omitted.

17. In the heading to the third column of the table in Regulation 68 of the said Regulations the words " Lieutenants and " shall be omitted.

18.—(1) In paragraph (2) of the Second Appendix to the said Regulations for the words " two members, one at least of whom shall be a Superintendent, to be nominated by the Conference of Superintendents and Lieutenants " there shall be substituted the words " two members to be nominated by the Scottish Police Superintendents' Council."

(2) In paragraph (12) of the said Second Appendix for the words " Lieutenant or Inspector of Police " there shall be substituted the words " Police Inspector ".

Arthur Woodburn,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
11th May, 1948.

EXPLANATORY NOTE

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

The Regulations amend the Police (Scotland) Regulations which deal with the conditions of service of members of police forces in Scotland.

Regulation 2 provides for the informing of police recruits as to conditions of service.

Regulation 3 modifies certain restrictions on private life.

Regulation 4 provides that a member of the Palestine police force who joins a police force shall count his service in the Palestine police force for the purpose of reckoning his pay.

Regulation 5 provides that a detective normally engaged in outside duty shall be paid a detective allowance at an increased rate.

Regulation 6 is a drafting amendment consequential on Section 32 of the Fire Services Act, 1947. 10 & 11 Geo. 6. c. 41.

Regulations 7, 8 (1) and 9 impose certain conditions as to conduct and limit the imposition of restrictions on private life.

Regulation 8 (2) amends the discipline code in relation to entering licensed premises.

Regulations 10 and 11 change the name of the rank of "Lieutenant" to that of "Chief Inspector", and Regulations 12, 13, 14, 15, 16, 17 and 18 are consequential amendments.

The Police (Scotland) (Amendment) (No. 3) Regulations, 1948

1948 No. 1321 (S. 101)

Made - - - 19*th June*, 1948

Coming into Operation 28*th June and* 5*th July*, 1948

I, the Right Honourable Arthur Woodburn, one of His Majesty's Principal Secretaries of State, in pursuance of the powers conferred upon me by the Police Act, 1919(a), hereby make the following Regulations amending the Police (Scotland) Regulations(b):—

PART I

1.—(1) These Regulations may be cited as the Police (Scotland) (Amendment) (No. 3) Regulations, 1948.

(2) Part II of these Regulations shall come into operation on the 28th day of June, 1948, and Part III of these Regulations shall come into operation on the fifth day of July, 1948.

PART II

2. In paragraph (1) of Regulation 7 of the said Regulations the words "A person dismissed from any such Service or Force shall not be eligible for appointment" shall be omitted.

3. At the end of Regulation 21 of the said Regulations there shall be added the following paragraph:—

"(2) A reduction in pay, without reduction in rank, shall not reduce a man's pay below the minimum of the scale of pay for his rank in the force."

4.—(1) In Regulation 27 of the said Regulations for sub-paragraph (*b*) of paragraph (1) there shall be substituted the following sub-paragraph:—

"(*b*) after having completed his period of probation, he has passed the examination in educational subjects and, after having completed not less than four years service, he has passed the examination in police duties for promotion to the rank of sergeant or inspector, as the case may be."

(a) 9 & 10 Geo. 5. c. 46.

(b) S.R. & O. 1920 (No. 2113) II, p. 548 as amended. The 1920 Regulations have been reprinted as amended up to and including the 6th November, 1946.