STATUTORY INSTRUMENTS

1962 No. 2741 (S. 119)

POLICE

The Police (Scotland) Amendment (No. 2) Regulations 1962

Made - - - -	*17th December* 1962
Laid before Parliament	*21st December* 1962
Coming into Operation (except paragraphs 1, 2, 3, 4, 5 *and* 7 *of the schedule* - -	*22nd December* 1962
Paragraphs 1, 2, 3, 4, 5 *and* 7 *of the schedule*	*1st January* 1963

In exercise of the powers conferred on me by section 11 of the Police (Scotland) Act 1956(a) and section 1 of the Police, Fire and Probation Officers Remuneration Act 1956(b), and of all other powers enabling me in that behalf, and no representations having been made to me in pursuance of subsection (6) of the said section 11, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Police (Scotland) Amendment (No. 2) Regulations 1962.

(2) These regulations shall come into operation on 22nd December 1962, except that paragraphs 1, 2, 3, 4, 5 and 7 of the schedule thereto shall come into operation on 1st January 1963.

(3) Paragraphs 6, 8 and 9 of the schedule to these regulations shall take effect as from 1st September 1962.

2. The Police (Scotland) Regulations 1956(c), as amended(d), shall have effect subject to the amendments specified in the schedule to these regulations.

3. Any entitlement to annual leave under the provisions revoked by the amendment specified in paragraph 5 of the schedule to these regulations in respect of the current leave year shall not be affected by that revocation.

Michael Noble,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
17th December 1962.

(a) 4 & 5 Eliz. 2. c. 26. (b) 5 & 6 Eliz. 2. c. 1. (c) S.I 1956/1999 (1956 II, p. 1766).
(d) The relevant amending instruments are referred to in the footnotes which follow.

SCHEDULE

1. In proviso (*b*) to Regulation 9 (which relates to the probationary period of a member of a police force), the words "with the written consent of the chief constable of that force" shall be omitted.

2. In Regulation 21 (which relates to the transfer of personal records), the the words "with the written consent of the chief constable" shall be omitted.

3. In Regulation 22 (which relates to the personal record of a member leaving the force)—

(*a*) in paragraph (1), the words "with the written consent of the chief constable of that police force" and the word "said" shall be omitted; and

(*b*) in paragraph (4), the words "with the written consent of the chief constable of that force" shall be omitted.

4.—(1) After paragraph (3A) of Regulation 26 as inserted in the Police (Scotland) Amendment Regulations 1962(a) (which relates to overtime), there shall be inserted the following paragraphs:—

"(3B) In respect of any overtime worked on any special occasion by an inspector other than an inspector who is paid a detective duty allowance, paragraph (2) of this regulation shall apply as it applies to overtime worked by members of the rank of sergeant or constable.

(3C) Notwithstanding the provisions of paragraph (3) of Regulation 25 where on any special occasion a member below the rank of superintendent who is paid a detective duty allowance is required to do duty in connection with that special occasion, then, if he remains on such duty beyond the normal daily period of duty as defined in Regulation 25, he shall be entitled in respect of such overtime to time off in accordance with paragraph (1) of this regulation, or an allowance in lieu thereof in accordance with paragraph (2) of this regulation."

(2) At the end of paragraph (4) of the said Regulation there shall be inserted the following definition:—

"the expression 'special occasion' means an occasion designated as a special occasion for the purposes of this regulation by the chief constable."

5. For Regulation 30 as amended by the Police (Scotland) Amendment (No. 3) Regulations 1959(b) (which relates to annual leave), there shall be substituted the following regulation:—

"30.—(1) Every member of a police force below the rank of superintendent shall, so far as the exigencies of duty permit and in addition to the days upon which he is not required to perform police duties under Regulation 27 of these regulations, be granted leave of absence (hereinafter referred to as "annual leave") in accordance with the following table:—

	Days
(*a*) Chief inspector	25
Inspector	22
Sergeant	19
Constable	17

and

(*b*) beginning with the next leave year which commences on or after 1st January 1963, an additional two days if the member has ten years' service:

Provided that in the leave year in which the member is appointed and in that in which he retires he shall, so far as the exigencies of duty permit be granted annual leave at the rate of one-twelfth of the number of days annual leave to which he is entitled under the foregoing provisions for each complete month of service in that leave year, a fraction of a day being reckoned as one day.

(a) S.I. 1962/874 (1962 I, p. 994). (b) S.I. 1959/2257 (1959 II, p. 2100).

(2) Annual leave shall be additional to any leave specially authorised by the Secretary of State.

(3) For the purposes of this regulation—

the expression "leave year" means that period of twelve months beginning on such date as may from time to time be determined by the chief constable;

the expression "service" means service which the member concerned is entitled to reckon for the purposes of his rate of pay and any other service which the member was entitled to reckon for such purposes in any lower rank, other than service specified in sub-paragraph (*d*) of paragraph (2) of Regulation 33 of these regulations".

6. For sub-paragraph 1 (*a*) of Regulation 33 (which relates to pay), there shall be substituted the following sub-paragraph:—

"(*a*) the rank of chief inspector, inspector, sergeant or constable shall—

(i) before 1st February 1963 be in accordance with the scale of pay for his or her rank set out in Part I or Part II of Schedule 2 hereto, as the case may be,

(ii) on and after 1st February 1963 be in accordance with the scale of pay for his or her rank set out in Part III or Part IV of Schedule 2 hereto, as the case may be;".

7. For Regulation 36 (which relates to the calculation after transfer of previous service for the purpose of pay), there shall be substituted the following regulation:—

"36.—(1) (*a*) A member of a police force above the rank of constable to whom this paragraph applies who transfers or has transferred to the same rank in another police force shall be entitled to count, for the purpose of reckoning his pay in the police force to which he transfers or transferred, service which he was entitled to count for that purpose in the police force from which he transfers or transferred (unless otherwise agreed upon) as follows—

(i) if he transfers or transferred to a police force with the same or a lower scale of pay for his rank, all previous service in that rank;

(ii) if he transfers or transferred to a police force with a higher scale of pay for his rank, such service in that rank as will bring his rate of pay up to the rate of pay that he was receiving in the police force from which he transfers or transferred.

(*b*) This paragraph applies to such a member who—

(i) has transferred before 1st January 1963 with the consent, if he is a chief constable, of the police authority or, in the case of any other member, with the written consent of the chief constable; or

(ii) transfers on or after that date with the consent, if he is a chief constable, of the police authority or, in the case of any other member, with or without the consent of the chief constable.

(2) A constable who—

(*a*) transferred before 1st January 1963 with the written consent of the chief constable, or

(*b*) transfers on or after that date with or without any such consent, or

(*c*) having resigned from a police force, joins or joined after 28th June 1948 the same or any other police force,

shall be entitled to count for the purpose of reckoning his pay in the police force to which he transfers or transferred or which he joins or joined all

service which he was entitled to count for that purpose in the police force from which he transfers or transferred or resigned."

8. For paragraph (1) of Regulation 44 as amended by the Police (Scotland) Amendment Regulations 1961(a) (which prescribes the rates of detective duty allowance), there shall be substituted the following paragraph:—

"(1) If the chief constable is satisfied that a member of a police force while engaged in detective duties is normally engaged in outside duty, that member shall, in respect of a period of detective duty of not less than one week, be paid a detective duty allowance—

(*a*) in the case of a man holding one of the ranks specified in column 1 of the Table subjoined to this sub-paragraph, as respects any period before 1st February 1963 at the rate set out in column 2 of the said Table opposite to the rank he holds, and as respects any period on and after 1st February 1963 at the rate set out in column 3 of the said Table opposite to the rank he holds.

TABLE

Men

Rank	Rate	
	On and after 1st September 1962 but before 1st February 1963	On and after 1st February 1963
1	2	3
Chief Inspector	£132 a year	£135 a year
Inspector	£118 a year	£120 a year
Sergeant	£100 a year	£103 a year
Constable	£74 a year	£76 a year

(*b*) in the case of a woman holding one of the ranks specified in column 1 of the Table subjoined to this sub-paragraph, as respects any period before 1st February 1963 at the rate set out in column 2 of the said Table opposite to the rank she holds, and as respects any period on and after 1st February 1963 at the rate set out in column 3 of the said Table opposite to the rank she holds.

TABLE

Women

Rank	Rate	
	On and after 1st September 1962 but before 1st February 1963	On and after 1st February 1963
1	2	3
Chief Inspector	£118 a year	£121 a year
Inspector	£106 a year	£108 a year
Sergeant	£90 a year	£92 a year
Constable	£66 a year	£68 a year

(a) S.I. 1961/275 (1961 I, p. 470).

9. For the Second Schedule to the regulations as set out in the Police (Scotland) Amendment Regulations 1961 (which prescribes scales of pay), there shall be substituted the following Schedule:—

Regulation 33 "SCHEDULE 2

PART I

Scales of pay for men on and after 1st September 1962 but before 1st February 1963

	Chief Inspector	Inspector	Sergeant	Constable
On appointment as constable or on promotion as the case may be ...	£1,400 a year	£1,250 a year	£1,065 a year	£620 a year
After 1 year of service in the rank	£1,450 a year	£1,295 a year	£1,100 a year	£620 a year
After 2 years of service in the rank	£1,495 a year	£1,335 a year	£1,140 a year	£725 a year
After 3 years of service in the rank				£755 a year
After 4 years of service in the rank				£785 a year
After 5 years of service in the rank				£820 a year
After 6 years of service in the rank				£850 a year
After 7 years of service in the rank				£880 a year
After 8 years of service in the rank				£910 a year
After 9 years of service in the rank				£940 a year

In addition a constable shall be paid a supplementary payment of £30 a year on the completion of 17 years' service and a second supplementary payment of £35 a year on the completion of 22 years' service; and Regulation 33(2) of these regulations shall apply for the purpose of calculating such service as aforesaid.

PART II

Scales of pay for women on and after 1st September 1962 but before 1st February 1963

	Chief Inspector	Inspector	Sergeant	Constable
On appointment as constable or on promotion as the case may be	£1,260 a year	£1,125 a year	£960 a year	£560 a year
After 1 year of service in the rank	£1,305 a year	£1,165 a year	£990 a year	£560 a year
After 2 years of service in the rank	£1,345 a year	£1,200 a year	£1,025 a year	£650 a year
After 3 years of service in the rank				£680 a year
After 4 years of service in the rank				£710 a year
After 5 years of service in the rank				£740 a year
After 6 years of service in the rank				£765 a year
After 7 years of service in the rank				£790 a year
After 8 years of service in the rank				£820 a year
After 9 years of service in the rank				£845 a year

In addition a constable shall be paid a supplementary payment of £30 a year on the completion of 17 years' service and a second supplementary payment of £30 a year on the completion of 22 years' service; and Regulation 33(2) of these regulations shall apply for the purpose of calculating such service as aforesaid.

PART III

Scales of pay for men on and after 1st February 1963

	Chief Inspector	Inspector	Sergeant	Constable
On appointment as constable or on promotion as the case may be	£1,435 a year	£1,280 a year	£1,090 a year	£635 a year
After 1 year of service in the rank	£1,485 a year	£1,325 a year	£1,130 a year	£635 a year
After 2 years of service in the rank	£1,530 a year	£1,370 a year	£1,170 a year	£745 a year
After 3 years of service in the rank				£775 a year
After 4 years of service in the rank				£805 a year
After 5 years of service in the rank				£840 a year
After 6 years of service in the rank				£870 a year
After 7 years of service in the rank				£900 a year
After 8 years of service in the rank				£935 a year
After 9 years of service in the rank				£965 a year

In addition a constable shall be paid a supplementary payment of £30 a year on the completion of 17 years' service and a second supplementary payment of £35 a year on the completion of 22 years' service; and Regulation 33(2) of these regulations shall apply for the purpose of calculating such service as aforesaid.

PART IV

Scales of pay for women on and after 1st February 1963

	Chief Inspector	Inspector	Sergeant	Constable
On appointment as constable or on promotion as the case may be	£1,290 a year	£1,150 a year	£980 a year	£570 a year
After 1 year of service in the rank	£1,335 a year	£1,195 a year	£1,015 a year	£570 a year
After 2 years of service in the rank	£1,375 a year	£1,235 a year	£1,055 a year	£670 a year
After 3 years of service in the rank				£700 a year
After 4 years of service in the rank				£725 a year
After 5 years of service in the rank				£755 a year
After 6 years of service in the rank				£785 a year
After 7 years of service in the rank				£810 a year
After 8 years of service in the rank				£840 a year
After 9 years of service in the rank				£870 a year

In addition a constable shall be paid a supplementary payment of £30 a year on the completion of 17 years' service and a second supplementary payment of £30 a year on the completion of 22 years' service; and Regulation 33(2) of these regulations shall apply for the purpose of calculating such service as aforesaid".

EXPLANATORY NOTE

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

These regulations amend the Police (Scotland) Regulations 1956.

Paragraph 4 of the schedule permits inspectors, other than detective inspectors, to be granted an allowance in lieu of time-off for overtime worked on special occasions and extends to detectives who work overtime on special occasions the existing provisions as to time-off and an allowance in lieu thereof.

Paragraph 5 of the schedule varies the qualifying period of service for the additional two days of annual leave.

Paragraphs 6 and 9 of the schedule provide for increased scales of pay for inspectors, sergeants and constables and paragraph 8 provides for increased rates of detective duty allowance. Paragraphs 6, 8 and 9 take effect from 1st September 1962, and accordingly these scales of pay and allowances are increased with effect from that date; and they are further increased on 1st February 1963.

Under Regulation 36 of the 1956 Regulations a member of a police force who transfers to another police force can only count his previous service for the purposes of calculating his pay if he transfers with the consent of the chief constable (or, in the case of the transfer of a chief constable, with the consent of the police authority). Paragraph 7 of the schedule removes the necessity for obtaining this consent except in the case of the transfer of a chief constable who will still have to obtain the consent of his police authority; and paragraphs 1, 2 and 3 remove references to transfer with consent in certain other regulations.