STATUTORY INSTRUMENTS

1976 No. 1314

PROBATION AND AFTER-CARE

The Probation (Conditions of Service) (Amendment) Rules 1976

Made - - -	*7th August* 1976
Laid before Parliament	*19th August* 1976
Coming into Operation	*1st October* 1976

In exercise of the powers conferred upon me by Schedule 3 to the Powers of Criminal Courts Act 1973(**a**) and section 1 of the Police, Fire and Probation Officers Remuneration Act 1956(**b**), I hereby make the following Rules:—

1. These Rules may be cited as the Probation (Conditions of Service) (Amendment) Rules 1976.

2. These Rules shall come into operation on 1st October 1976 and shall, subject to Rule 5, take effect from 1st July 1975.

3. The Interpretation Act 1889(**c**) shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament and as if these Rules, and the Rules amended by these Rules, were Acts of Parliament.

4.—(1) The Probation (Conditions of Service) Rules 1975(**d**) shall be amended as follows:—

(*a*) in Rule 7, by substituting for paragraph (1) the paragraph set out in Schedule 1 to these Rules;

(*b*) in Schedule 5, by substituting for the words "£381" and "£261" the words "£435" and "£285" respectively;

(*c*) by substituting for Schedules 2, 3, 4 and 6 (which relate to the annual salary scales of senior probation officers, probation officers and trainee probation officers), the Schedules set out in Parts I, II, III and IV of Schedule 2 to these Rules, respectively.

(2) Rule 16 of the Probation (Conditions of Service) Rules 1975 is hereby revoked.

5. Each annual salary prescribed by Rules 6, 7 and 9 of the Probation (Conditions of Service) Rules 1975, as amended by these Rules, shall be increased by £312 with effect from 1st July 1976.

Roy Jenkins,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
7th August 1976.

(**a**) 1973 c. 62.
(**b**) 5 & 6 Eliz. 2 c. 1.
(**c**) 1889 c. 63.
(**d**) S.I. 1975/910 (1975 II, p. 3151).

SCHEDULE 1

Rule 4(1)(*a*)

PARAGRAPH TO BE SUBSTITUTED FOR RULE 7(1) OF THE PROBATION (CONDITIONS OF SERVICE) RULES 1975

"(1) Subject to the provisions of this Rule, a probation officer (not being a probation officer paid a higher salary in accordance with paragraph (2) below) shall be paid a salary in accordance with the scale set out—

(*a*) in column 2 of the Table in Schedule 3 in the case of a London probation officer;

(*b*) in column 3 thereof, in any other case;

by reference to the length of his reckonable service as specified in column 1 of the said Table:

Provided that—

(*a*) in the case of a probation officer who either was serving as such on 1st July 1972 or is deemed by paragraph 5(*a*) below to have been so serving or who was on that date in employment approved by the Secretary of State for the purpose of this proviso—

(i) if his reckonable service at that date amounted to over eight years, the said Table shall have effect as if for the references to £3,282, £3,366, £3,474, £3,606 and £3,738 there were substituted respectively, references to £3,366, £3,486, £3,600, £3,732 and £3,867;

(ii) if on that date he had served for fifteen years as a probation officer or in employment so approved for the purposes of this sub-paragraph, his annual salary shall be £4,065 in the case of a London probation officer or £3,795 in any other case; and

(*b*) in the case of a probation officer appointed before 1st July 1975 whose reckonable service on that date was one year or more, his reckonable service for the purposes of the said table and sub-paragraph (*a*)(i) of this proviso shall be the period calculated in accordance with paragraph (4) of this Rule reduced by one year.

SCHEDULE 2

Rule 4(1)(*b*)

SCHEDULES SUBSTITUTED FOR SCHEDULES 2, 3, 4 AND 6 OF THE PROBATION (CONDITIONS OF SERVICE) RULES 1975

PART I

"SCHEDULE 2

Rule 6

SCALE OF ANNUAL SALARY FOR SENIOR PROBATION OFFICERS

TABLE

Column 1 Length of Service	Column 2 Annual Salary
Up to 1 year's service	£4,239
Over 1 and up to 2 years' service	£4,395
Over 2 and up to 3 years' service	£4,545
Over 3 and up to 4 years' service	£4,689
Over 4 years' service	£4,842"

Rule 7(1)

PART II

"SCHEDULE 3

LOWER SCALE OF SALARY FOR PROBATION OFFICERS

TABLE

Column 1 Length of Service	Annual Salary	
	Column 2 London Officers	Column 3 Other Officers
Up to 1 year's service	£2,529	£2,529
Over 1 and up to 2 years' service	£2,607	£2,607
Over 2 and up to 3 years' service	£2,691	£2,691
Over 3 and up to 4 years' service	£2,775	£2,775
Over 4 and up to 5 years' service	£2,853	£2,853
Over 5 and up to 6 years' service	£2,922	£2,922
Over 6 and up to 7 years' service	£3,009	£3,009
Over 7 and up to 8 years' service	£3,096	£3,096
Over 8 and up to 9 years' service	£3,186	£3,186
Over 9 and up to 10 years' service	£3,282	£3,282
Over 10 and up to 11 years' service	£3,366	£3,366
Over 11 and up to 12 years' service	£3,474	£3,474
Over 12 and up to 13 years' service	£3,606	£3,474
Over 13 years' service	£3,738	£3,474"

Rule 7(2)

PART III

"SCHEDULE 4

HIGHER SCALE OF ANNUAL SALARY FOR PROBATION OFFICERS

PART I

TABLE

Column 1 London Officers	Column 2 Other Officers
£3,366	£3,366
£3,474	£3,474
£3,588	£3,588
£3,702	£3,702
£3,825	£3,825
£3,957	£3,957
£4,095	£4,095
£4,218	£4,095
£4,350	£4,095

PART II

APPLICATION OF PART I

PROBATION OFFICERS SELECTED ON A REVIEW UNDER RULE 7(2)

BEFORE 1ST JULY 1975

The point of entry on 1st July 1975 into the salary scale set out in the Table in Part I of this Schedule shall be determined in accordance with the following Table:—

Annual Salary on 30th June 1975	Point of Entry
£2,838	£3,366
£2,925	£3,474
£3,018	£3,588
£3,111	£3,702
£3,213	£3,825
£3,321	£3,957
£3,432	£4,095
£3,537	£4,218
£3,645	£4,350

PROBATION OFFICERS SELECTED ON A REVIEW UNDER RULE 7(2)

AFTER 30TH JUNE 1975

The point of entry into the salary scale set out in the Table in Part I of this Schedule shall be the smallest salary (or, in the case of a London Probation Officer, one point higher than that salary) which is greater than the salary which the probation officer would have received but for his selection."

Rule 9

PART IV

"SCHEDULE 6

SCALE OF ANNUAL SALARY FOR TRAINEE PROBATION OFFICERS

PART I

TABLE

Column 1 Age	Column 2 Annual Salary
20	£1,566
21	£1,632
22	£1,701
23	£1,773
24	£1,884
25	£1,971
26	£2,040
27	£2,127
28	£2,193
29	£2,277
30 and over	£2,364

PART II

MODIFICATION OF PART I FOR SPECIAL CASES

1. A graduate trainee probation officer appointed before he attains the age of 27 shall be treated for the purposes of this Schedule as if he had attained that age on the day of his appointment.

2. A trainee probation officer who under the provisions of this Schedule has been paid a salary of £2,364 for a year shall be paid a salary of £2,529 in subsequent years."

EXPLANATORY NOTE

(This Note is not part of the Rules.)

These Rules increase the scales of annual salary payable to probation officers and the London weighting allowance paid to probation officers in inner London and outer London. The Rules revoke the provision in the Probation (Conditions of Service) Rules 1975 relating to cost of living allowances, which are consolidated into the increases in salary.

In exercise of the power conferred by section 1 of the Police, Fire and Probation Officers Remuneration Act 1956 these Rules (other than Rule 5) take effect from 1st July 1975 and Rule 5 takes effect from 1st July 1976.

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