PROBATION OF OFFENDERS

The Probation Rules, 1950

1950 No. 2136 (L. 31)

Made - - - - 28*th December*, 1950
Coming into Operation 1*st January*, 1951

In pursuance of the power conferred on me by the Fifth Schedule to the Criminal Justice Act, 1948(a), I hereby make the following Rules:—

Citation and commencement

1. These Rules may be cited as the Probation Rules, 1950, and shall come into force on the first day of January, 1951.

Salaries generally

2. The following Rule shall be substituted for Rule 58 of the Probation Rules, 1949(b), as amended by the Probation (No. 2) Rules, 1949(c):—

"58.—(1) Whole time probation officers who have not attained the age of thirty years shall be paid a salary depending upon their age in accordance with the scales for men and women respectively set out in the First Schedule to these Rules, of which scale A shall apply during the year 1951 and scale B thereafter.

(2) Whole time probation officers who have attained the age of thirty years shall be paid a salary in accordance with the scales for men and women respectively set out in the Second Schedule to these Rules:

Provided that in respect of service during the year 1951—

(i) the salary paid to an officer whose service reckonable as such for the purpose of those scales began before that year shall subject to the next following proviso be a salary midway between that which would have been payable if the Probation Rules, 1950, had not been made and that which, but for this proviso, would be payable in accordance with those scales;

(ii) where in accordance with the said scales an increment would accrue on the day after the day on which a period of service amounts in the aggregate to a year, and if the Probation Rules, 1950, had not been made the day on which an increment would have accrued would have been some other day, it shall for the purpose of the foregoing proviso be assumed that the secondly mentioned increment would have accrued on the same day as the first-mentioned increment;

(iii) the salary paid to an officer whose said service began in the year 1951 shall be at the rate of £425 a year for men and £410 a year for women.

(3) The service reckonable for the purpose of the scales set out in the said Second Schedule shall include—

(*a*) service as a whole time probation officer,

(*b*) service in Scotland as a whole time salaried probation officer other than a temporary officer,

(a) 11 & 12 Geo. 6. c. 58. (b) S.I. 1949 (No. 1328) I, p. 3508.
(c) S.I. 1949 (No. 1539) I, p. 3529.

(*c*) leave with pay and, if the Secretary of State so approves at the request of the probation committee, leave without pay from either of the two last-mentioned forms of service, other than sick leave,

(*d*) any period of war service reckonable under the Probation Officers Superannuation Rules, 1926(**a**), as service in his capacity as a probation officer by virtue of subsection (1) of section three of the Local Government Staffs (War Service) Act, 1939(**b**),

(*e*) any period of other employment to which the officer has been seconded with the consent of the Secretary of State.

(4) The service reckonable for the purpose of the scales set out in the said Second Schedule shall begin with the day on which the officer entered on his current period of continuous service or attained the age of thirty years whichever is the later:

Provided that his service shall be reckoned as continuous notwithstanding an interruption thereof which ended on or after the first day of August, 1949, if either—

(i) that interruption has not lasted longer than three months, or

(ii) the Secretary of State at the request of the probation committee approves the reckoning of a period before as well as after the interruption.

(5) In this Rule any reference to approval by the Secretary of State at the request of the probation committee shall in the case of a probation officer in the metropolitan police court area be deemed a reference to determination by the Secretary of State.".

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Metropolitan addition

3. The following Rule shall be substituted for Rule 59 of the Probation Rules, 1949:—

"59.—(1) The salary which is at any time payable under Rule 58 to a whole time probation officer whose services are permanently assigned wholly or mainly to courts in the metropolitan police district or the City of London shall while his services are so assigned be increased by £30 a year.

(2) (*a*) When a whole time probation officer whose services are permanently assigned wholly or mainly to courts in the metropolitan police district, being courts in a combined probation area part of which area lies outside the said district, is otherwise than at his request transferred so that his services are permanently assigned wholly or mainly to courts in the said probation area which are outside the said district, he shall for the period specified in sub-paragraph (*c*) of this paragraph continue to be paid the salary which, under paragraph (1) of this Rule, he was receiving immediately before he was so transferred:

Provided that the salary so paid in the year 1951 shall not exceed in the case of a man £590 a year, or in the case of a woman £480 a year, and thereafter shall not exceed in the case of a man £610 a year or in the case of a woman £500 a year.

(*b*) During the period specified in sub-paragraph (*c*) of this paragraph an officer to whom sub-paragraph (*a*) of this paragraph applies shall not be entitled to increases of salary which he would otherwise be given under the Probation Rules, 1950, and where immediately upon the end of the said period an increment is given to an officer it shall not be greater than will raise his salary to that which, but for this paragraph, he would from that date receive.

(**a**) S.R. & O. 1926 (No. 1354) p. 1162. (**b**) 2 & 3 Geo. 6. c. 94.

(c) The period referred to in sub-paragraphs (*a*) and (*b*) of this paragraph is the period during which the salary which an officer is at any time receiving under this paragraph exceeds or is equal to the salary which he would, but for this paragraph, be receiving at that time under Rule 58.".

Salaries of principal and senior officers

4. The following Rule shall be substituted for Rule 61 of the Probation Rules, 1949:—

"61—(1) A senior probation officer may, if the Secretary of State so approves at the request of the probation committee, be paid an allowance in addition to his salary.

(2) A principal probation officer, a deputy principal probation officer, and an assistant principal probation officer shall in the year 1951 be paid a salary determined by the Secretary of State and in subsequent years a salary in accordance with such one of the scales set out in the Third Schedule to these Rules (and there numbered 1 to 8 for principal probation officers and 9 to 11 for deputy and assistant principal probation officers) as the Secretary of State determines:

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Provided that—

(i) where a principal, deputy principal, or assistant principal probation officer is a woman, she shall be paid a salary in accordance with a scale determined by the Secretary of State;

(ii) where a principal, deputy principal, or assistant principal probation officer has previously held an appointment in one of these ranks or as a senior probation officer, he shall enter the appropriate scale at a point higher than the minimum of that scale if the Secretary of State so determines;

(iii) where the headquarters office of a principal, deputy principal, or assistant principal probation officer is in the metropolitan police district, his salary payable by virtue of the foregoing provisions of this Rule shall be increased by £30 a year.

(3) The increments given by any of the scales of salary set out in the Third Schedule shall become due on completion of years of service in the post to which the scale relates, and for this purpose service shall include leave with pay and, if the Secretary of State so approves at the request of the probation committee, leave without pay other than sick leave, and shall also include any period of other employment to which the officer has been seconded with the consent of the Secretary of State.

(4) In this Rule any reference to approval by the Secretary of State at the request of the probation committee shall in the case of a probation officer in the metropolitan police court area be deemed a reference to determination by the Secretary of State.".

Saving for existing officers

5. Nothing in these Rules shall operate to reduce the salary to which if these Rules had not been made a probation officer appointed before the first day of January, 1951, would have been entitled.

Substitution of Schedules

6. The Schedules to these Rules shall be substituted for the Schedule to the Probation Rules, 1949.

J. Chuter Ede,
One of His Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
28th December, 1950.

Rule 2
(Rule 58)

FIRST SCHEDULE

SCALES OF ANNUAL SALARY FOR WHOLE TIME PROBATION OFFICERS WHO HAVE NOT ATTAINED THE AGE OF 30 YEARS

Age	Scale A (1951)		Scale B (after 1951)	
	Men	Women	Men	Women
	£ s.	£ s.	£	£
23 ...	327 10	312 10	350	335
24 ...	337 10	322 10	360	345
25 ...	350 0	335 0	375	360
26 ...	365 0	350 0	390	375
27 ...	380 0	365 0	405	390
28 ...	395 0	380 0	420	405
29 ...	410 0	395 0	435	420

Rule 2
(Rule 58)

SECOND SCHEDULE

SCALES OF ANNUAL SALARY FROM JANUARY 1, 1952, FOR WHOLE TIME PROBATION OFFICERS WHO HAVE ATTAINED THE AGE OF 30 YEARS

Men		Women	
Length of Service	Rate of Salary	Length of Service	Rate of Salary
	£		£
Up to 1 year's service ...	450	Up to 1 year's service ...	435
Over 1 and up to 2 years' service	465	Over 1 and up to 2 years' service	450
Over 2 and up to 3 years' service	480	Over 2 and up to 3 years' service	465
Over 3 and up to 4 years' service	495	Over 3 and up to 4 years' service	480
Over 4 and up to 5 years' service	510	Over 4 years' service ...	500
Over 5 and up to 6 years' service	530		
Over 6 and up to 7 years' service	550		
Over 7 and up to 8 years' service	570		
Over 8 and up to 9 years' service	590		
Over 9 years' service ...	610		

THIRD SCHEDULE *Rule 4* (Rule 61)

SCALES OF ANNUAL SALARY FROM JANUARY 1, 1952, FOR MALE PRINCIPAL, DEPUTY, AND ASSISTANT PRINCIPAL, PROBATION OFFICERS

Principal Probation Officers

1. £675 by increments of £25 to £750.
2. £700 by increments of £25 to £800.
3. £725 by increments of £25 to £850.
4. £750 by increments of £25 to £850.
5. £750 by increments of £30 to £900.
6. £800 by increments of £25 to £875, and then by increments of £50 to £975.
7. £850 by increments of £50 to £1,000.
8. £950 by increments of £50 to £1,100, and then by an increment of £25 to £1,125.

Deputy and Assistant Principal Probation Officers

9. £625 by increments of £25 to £700.
10. £675 by increments of £25 to £750.
11. £750 by increments of £25 to £850.

PROVISIONAL ORDER, SCOTLAND

The Private Legislation Procedure (Scotland) General Order, 1950

1950 No. 1748 (S. 121)

Made - - - -	*27th October*, 1950
Laid before Parliament	*31st October*, 1950
Coming into Operation	*1st November*, 1950

We, the Chairman of Committees of the House of Lords and the Chairman of Ways and Means in the House of Commons acting jointly with the Secretary of State in exercise of the power vested in us by section 15 of the Private Legislation Procedure (Scotland) Act, 1936(**a**), hereby make the following Order:—

1. The Private Legislation Procedure (Scotland) General Orders, 1946(**b**) as amended(**c**) shall be amended in terms of the Schedule hereto.

2. This Order may be cited as the Private Legislation Procedure (Scotland) General Order, 1950 and shall come into force on the 1st day of November, 1950.

Drogheda,
Chairman of Committees of the House of Lords.

24th October, 1950.

J. Milner,
Chairman of Ways and Means in the House of Commons.

24th October, 1950.

Hector McNeil,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
27th October, 1950.

(a) 26 Geo. 5 & 1 Edw. 8. c. 52. (b) S.R. & O. 1946 (No. 2157) I, p. 1415.
(c) *See* S.R. & O. 1947 (No. 2347) I, p. 1891 and S.I. 1949 (No. 331) I, p. 3541.