STATUTORY INSTRUMENTS

1963 No. 2136 (S. 123)

PROBATION OF OFFENDERS

The Probation (Scotland) Amendment (No. 3) Rules 1963

Made - - - - 20*th December* 1963
Coming into Operation 20*th December* 1963

The Secretary of State in exercise of the powers conferred on him by paragraph 7 of Schedule 3 to the Criminal Justice (Scotland) Act 1949(a), and by section 1 of the Police, Fire and Probation Officers Remuneration Act 1956(b), and of all other powers enabling him in that behalf, hereby makes the following rules:—

1.—(1) These rules may be cited as the Probation (Scotland) Amendment (No. 3) Rules 1963.

(2) In these rules the expression " the principal rules " means the Probation (Scotland) Rules 1951(c), as amended(d).

(3) The Interpretation Act 1889(e) applies for the interpretation of these rules as it applies for the interpretation of an Act of Parliament.

2. In rule 44(6) of the principal rules between the words " during any period " and " immediately following his appointment " there shall be inserted the words " in the twelve months ".

3. With effect from 1st January 1963 the annual salary payable to a whole-time probation officer undergoing full-time training arranged and supervised by the Scottish Probation Advisory and Training Council in accordance with rule 44(7) of and Schedule 5 to the principal rules shall be increased by ten per cent.

4. After rule 44(7) of the principal rules (which refers to Schedule 5 in which are set out the salaries payable to whole-time probation officers on full-time training) there shall be added the following paragraph—

" (8) Any whole-time probation officer appointed after 31st March 1964 to whom paragraph (6) applies shall be deemed to be on leave without pay and paragraph (7) of this rule and rule 52 shall not apply to such officer."

Given under the Seal of the Secretary of State for Scotland.

(L.S.)

J. Hogarth,
Under Secretary.

Scottish Home and Health Department,
St. Andrew's House,
Edinburgh, 1.
20th December 1963.

(a) 12, 13 & 14 Geo. 6. c. 94. (b) 5 & 6 Eliz. 2. c. 1. (c) S.I. 1951/1261 (1951 II, p. 291).
(d) The relevant amending instruments are S.I. 1959/1578; 1961/1269 (1959 II. p. 2228; 1961 II, p. 2461). (e) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

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

These rules amend the Probation (Scotland) Rules 1951 by increasing as from 1st January 1963 the scales of annual salary in Schedule 5. They provide that any officer who is appointed after 31st March 1964 who is in full-time training in the year following his appointment shall be deemed to be on leave without pay.