1971. No. 142 **[C]**

ROYAL ULSTER CONSTABULARY

Allowances

REGULATIONS, DATED 18TH MAY 1971, MADE BY THE MINISTRY OF HOME AFFAIRS UNDER SECTION 25 OF THE POLICE ACT (NORTHERN IRELAND) 1970.

The Ministry of Home Affairs for Northern Ireland in exercise of the powers conferred on it by Section 25 of the Police Act (Northern Ireland) 1970(**a**) and of all other powers enabling it in that behalf and after consulting the Police Authority, the Representative Bodies constituted by the Constabulary and Police (Ireland) Act 1919(**b**) and the Police Council for the United Kingdom in accordance with the Police Act 1969(**c**) hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Royal Ulster Constabulary Allowances Regulations 1971 and shall come into operation on 1st June 1971.

Revocation

2. The following Orders are hereby revoked:—

Royal Ulster Constabulary (Miscellaneous) Allowances Order 1968(**d**) except articles 1, 2, 3, 17 and 18.

Royal Ulster Constabulary Allowances (Amendment) Order 1969(**e**).

Royal Ulster Constabulary Allowances (Amendment) Order 1970(**f**).

Royal Ulster Constabulary (Allowances) (Amendment) (No. 2) Order 1970(**g**) except articles 1 and 3.

Royal Ulster Constabulary Allowances (Amendment) Order 1971(**h**).

Royal Ulster Constabulary (Rent Allowance, etc.) Order 1968(**i**).

Royal Ulster Constabulary (Rent Allowance, etc.) (Amendment) Order 1969(**j**).

Royal Ulster Constabulary (Rent Allowances, etc.) (Amendment) Order 1970(**k**).

Royal Ulster Constabulary (Separation and Subsistence) Allowance Order 1970(**l**).

Royal Ulster Constabulary (Travelling and Removal) Allowances Order 1968(**m**).

Royal Ulster Constabulary (Travelling and Removal) Allowances (Amendment) Order 1970(**n**).

(**a**) 1970. c. 9 (N.I.).
(**b**) 9 & 10 Geo. 5. c. 68.
(**c**) 1969. c. 63.
(**d**) S.R. & O. (N.I.) 1968, No. 119.
(**e**) S.R. & O. (N.I.) 1969, No. 338.
(**f**) S.R. & O. (N.I.) 1970, No. 195.
(**g**) S.R. & O. (N.I.) 1970, No. 316.
(**h**) S.R. & O. (N.I.) 1971, No. 51.
(**i**) S.R. & O. (N.I.) 1968, No. 118.
(**j**) S.R. & O. (N.I.) 1969, No. 38.
(**k**) S.R. & O. (N.I.) 1970, No. 197.
(**l**) S.R. & O. (N.I.) 1970, No. 82.
(**m**) S.R. & O. (N.I.) 1968, No. 116.
(**n**) S.R. & O. (N.I.) 1970, No. 81.

Definitions

3. In these Regulations, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them:—

"member" means a member of the Royal Ulster Constabulary;

"superintendent" includes chief superintendent;

"inspector" includes chief inspector;

"Discipline Regulations" means the regulations relating to discipline for the time being in force;

"Promotion Regulations" means the regulations relating to qualification and selection for promotion for the time being in force.

Restriction on payment of allowances

4.—(1) No allowances shall be paid to a member except as provided by these Regulations or by the Discipline Regulations, or approved by the Ministry, and the amounts and conditions of payment of such allowances shall be as so provided or approved.

(2) Nothing in this Regulation shall apply to the reimbursement of expenses incurred by a member in the execution of his duty, being expenses authorised either generally or specifically by the Police Authority in respect of which no allowance is payable under these Regulations.

Restriction on payments for private employment of police

5. Without prejudice to the generality of Regulation 4, a member who is engaged on duty at the request of any person who has agreed to pay the Police Authority for the member's services shall not be entitled to any payment for those services except as provided by the Regulations applicable to him.

Rent allowance

6.—(1) A member who is not provided with a house or quarters free of rent and rates shall be paid a rent allowance which shall be either a maximum limit allowance or a flat-rate allowance:

Provided that—

(*a*) a member to whom Regulation 7 applies who is provided with quarters shall be paid a rent allowance in addition;

(*b*) a woman member shall not be paid a rent allowance if she is either married to a member and living with him or is on unpaid maternity leave.

(2) A maximum limit allowance—

(*a*) shall be paid to a married man not separated from his wife;

(*b*) shall be paid to a member, not being a married man (other than a man separated from his wife) or a married woman, who—

(i) has attained the age of 30 years,

(ii) has served for 5 years as a member or as a member of another United Kingdom police force, and

(iii) occupies as owner or tenant the accommodation in which he or she is living;

(*c*) may, if the Police Authority think fit, be paid to a man, not being a man to whom sub-paragraph (*a*) or (*b*) applies who—

(i) has a dependent relative living with him,

(ii) is separated from, or has divorced or been divorced by, his wife, or

(iii) is a widower;

(*d*) may, if in special circumstances the Police Authority think fit, be paid to a woman member, not being a woman to whom sub-paragraph (*b*) applies;

and in all other cases a flat-rate allowance shall be paid.

(3) (*a*) A maximum limit allowance shall, subject to the maximum limit, be the aggregate of the amount paid in rates and—

(i) where the member owns the house he occupies, the amount which in the opinion of the Commissioner of Valuation would be paid in rent therefor if the house were let unfurnished,

(ii) where the member is living in unfurnished accommodation, the amount paid in rent therefor, or

(iii) subject to sub-paragraph (*a*)(i), where the member is living in furnished accommodation, an amount which in the opinion of the Police Authority would have been paid in rent therefor had the accommodation been unfurnished:

Provided that where part of the said house or part of the said accommodation is let to or occupied by a tenant or lodger, as the case may be, who is not a member of the Royal Ulster Constabulary or a regular policeman within the meaning of the Police Pensions Regulations 1966(**o**), the Police Authority may make a deduction from the said aggregate in respect of such part.

(*b*) The maximum limit in respect of any period after 31st March 1970 shall be fixed by the Police Authority with the approval of the Ministry for each rank.

(4) A flat-rate allowance shall be an allowance equal to half the amount fixed as the maximum limit for members of the same rank.

(5) A member who is either a married man separated from his wife or a man who has divorced, or been divorced by, his wife and who regularly makes periodic payments to her or for her benefit may be granted—

(*a*) where he is in receipt of a rent allowance under paragraph (1), an addition to that rent allowance, or

(*b*) where he is provided with a house or quarters free of rent and rates, a rent allowance,

equal to whichever is the lesser of the two following amounts, namely, the amount by which his former allowance exceeds his present allowance or the amount paid by him to or for the benefit of his wife or former wife.

(6) In this Regulation—

(*a*) the expression "his former allowance" means—

(i) in relation to a man who, immediately before his wife commenced to live apart from him, was being provided with a house or quarters free of rent and rates, a sum fixed as the value for the time being of that house or those quarters;

(ii) in relation to any other man, the maximum limit allowance which would for the time being be payable to him if he were still entitled to such an allowance and the aggregate referred to in paragraph (3)(*a*) were unchanged since immediately before his wife commenced to live apart from him;

(**o**) S.I. 1966, No. 1582.

(*b*) the expression "his present allowance" means the rent allowance which is being paid to a man under paragraph (1) or, as the case may be, a sum fixed as the value for the time being of the house or quarters with which he is provided;

(*c*) the expression "rates" means—

(i) any local rate as defined in Section 17(8) of the Local Government Act (Northern Ireland) 1934(**p**),

(ii) any water rate for domestic purposes levied by the Belfast City and District Water Commissioners or any such other water rate raised by way of separate charge, and

(iii) any charge for a supply of water for domestic purposes in Newcastle Urban District.

Supplementary rent allowance

7.—(1) This Regulation shall apply to—

(*a*) a member, other than a woman member, who—

(i) is a widower with a child or children or a married man,

(ii) is not living with his family, and

(iii) satisfies the chief constable that the only reason why he is not so living is that he is unable to find suitable accommodation for his family at a reasonable cost within a reasonable distance of his place of duty;

(*b*) a member, other than such a member as is mentioned in sub-paragraph (*a*), who is temporarily assigned to duties which, in the opinion of the chief constable, require him to live otherwise than in his former accommodation,

except that this Regulation shall not apply to such a member as is mentioned in sub-paragraph (*b*) for a continuous period exceeding 30 months unless the Police Authority in the circumstances of the case so determine, or in respect of any period for which he has not retained, or has let or sub-let, his former accommodation.

(2) Notwithstanding the provisions of Regulation 6, the rent allowance to be paid to a member to whom this Regulation applies shall be that which would be payable under the said Regulation 6—

(*a*) in the case of such a member as is mentioned in paragraph (1)(*a*), if he were a member of the force of the police area in which his family are for the time being living and he were living with his family;

(*b*) in the case of such a member as is mentioned in paragraph (1)(*b*), if he had not been assigned to such duties as are there mentioned and had continued to occupy his former accommodation.

(3) A member to whom this Regulation applies shall be paid a supplementary rent allowance at the following rate:—

(*a*) if he is provided with quarters free of rent and rates, £2·350 a week;

(*b*) if he is not so provided, £3·350 a week.

(4) A supplementary rent allowance payable under paragraph (3) may be reduced or withdrawn by the Police Authority in respect of any period consisting of one or more complete weeks throughout which the member in question is absent from his usual or temporary normal place of duty and is either—

(**p**) 24 & 25 Geo. 5. c. 22 (N.I.).

(*a*) on leave of absence; or

(*b*) provided with board and lodging free of charge or an allowance in lieu.

Compensatory grant

8.—(1) In each financial year, a member who has during the preceding financial year paid income tax in respect of a rent allowance or any compensatory grant paid or made to him in respect of his service in the force shall be paid a compensatory grant.

(2) The amount of the compensatory grant shall be equal to the amount by which the income tax in fact deducted during the preceding year, according to the tax tables prepared or prescribed by the Commissioners of Inland Revenue, from the member's emoluments in respect of his service in the force is increased by virtue of the inclusion in such emoluments of a rent allowance or any compensatory grant.

(3) The compensatory grant may, except in the circumstances described in paragraph (4), be paid by such instalments throughout the year in which it is payable as the Police Authority may determine.

(4) Where a member leaves the force or dies whilst serving in the force he or his personal representative, as the case may be, shall be paid the whole of the compensatory grant due to the member during that year and, in addition, shall be paid a further compensatory grant equal to the amount by which the income tax in fact deducted between the beginning of the year and the date on which he leaves the force or dies, according to the tax tables prepared or prescribed by the Commissioners of Inland Revenue, from the member's emoluments in respect of his service in the force during that period is increased by virtue of the inclusion in such emoluments of a rent allowance or any compensatory grant mentioned in this Regulation paid or made to him.

(5) For the purposes of this Regulation—

(*a*) the expression "year" or "financial year" means a year commencing on 6th April and ending on the following 5th April; and

(*b*) where a member has served more than once in the force, references in this Regulation to service in the force shall be construed as references to his service therein since his last appointment thereto.

Discharge of tax liability in respect of police house or quarters

9. Where a member is provided with a house or quarters free of rent and rates and his liability to pay income tax is increased—

(*a*) in consequence thereof, by virtue of Section 47 of the Finance Act 1963(**q**); or

(*b*) in consequence of any payment required to be made by this Regulation,

that liability, to the extent that it is so increased, shall be discharged by the Police Authority.

Removal allowance

10.—(1) Where a member moves his home otherwise than on voluntary transfer, and the removal is, in the opinion of the chief constable, due to the exigencies of police duty or is made at the request of the chief constable and is, in his opinion, in the interests of the efficiency of the force, the Police Authority—

(**q**) 1963, c. 25.

(*a*) shall either reimburse the reasonably incurred cost of removal or carry out the removal;

(*b*) shall, where the member was the owner of his former home, reimburse expenses reasonably incurred by him in connection with the disposal thereof;

(*c*) shall, where the member is the owner of his new home, reimburse expenses reasonably incurred by him in connection with the acquisition thereof if—

(i) he was the owner of his former home, or

(ii) the Police Authority, after consulting the chief constable, are satisfied that he could neither have been provided with a suitable house or quarters nor have been reasonably expected to find suitable rented accommodation within a reasonable distance of his normal place of duty,

so, however, that where the Police Authority are of the opinion that the member could have acquired a suitable home for a consideration less than that actually paid, they may restrict the reimbursement of expenses directly related to the consideration paid by him to expenses which would have been reasonably incurred had he paid that lesser consideration.

(2) Where a member moves his home on voluntary transfer, the Police Authority—

(*a*) may either reimburse the reasonable cost of removal or carry out the removal;

(*b*) may, in the circumstances mentioned in paragraph (1)(*b*), reimburse the expenses there mentioned;

(*c*) may, in the circumstances and subject to the conditions mentioned in paragraph (1)(*c*), reimburse the expenses there mentioned.

(3) Where the cost of removal is reimbursed or the removal is carried out by the Police Authority under paragraph (1) or (2), then, subject to paragraph (4), in respect of expenditure incidental to the move the Police Authority shall pay the member an allowance of the amount hereinafter provided.

(4) An allowance under paragraph (3)—

(*a*) shall not be payable, where a member who has never been married moves from furnished accommodation;

(*b*) shall only be payable if the chief constable so decides, where a member moves from unfurnished into furnished accommodation.

(5) In the case of a member who—

(*a*) moves into furnished accommodation; or

(*b*) moves into unfurnished accommodation but has not previously, while a member, lived in such accommodation,

the amount of the allowance under paragraph (3) shall be £15.

(6) In the case of any other member the amount of the allowance under paragraph (3) shall be—

(*a*) where he holds, or is transferring to be appointed in, a rank higher than that of chief superintendent, such as may be determined by the Police Authority;

(*b*) where he holds, or is transferring to be appointed in, the rank of superintendent, £75;

(*c*) where he holds, or is transferring to be appointed in, the rank of inspector, £60;

(*d*) where he holds, or is transferring to be appointed in, any rank lower than that of inspector, £45.

(7) In this Regulation—

(*a*) any reference to an owner of any property is a reference to an occupier thereof whose interest therein is either a freehold interest or a leasehold interest which is neither a yearly or shorter tenancy nor a furnished tenancy,

(*b*) any reference to expenses incurred in connection with the disposal or acquisition of any property shall be construed as including, in particular, estate agent's, auctioneer's and solicitor's fees and expenses in connection with the redemption, transfer or taking out of a mortgage,

(*c*) any reference to a member includes a member of another United Kingdom police force who transfers to the Royal Ulster Constabulary.

(8) This Regulation shall have effect from 1st July 1970.

Uniform allowance

11. A member of or above the rank of inspector who does duty in uniform but is not supplied with uniform by the Police Authority shall be paid in lieu a uniform allowance at a rate calculated to cover the cost of supplying and maintaining the required uniform.

Boot allowance

12. A member who is not supplied with boots or shoes by the Police Authority shall be paid in lieu a boot allowance at the rate of £9·750 a year.

Plain-clothes allowance

13.—(1) A member who is required for a continuous period of not less than a week to do duty in plain clothes shall be paid a plain-clothes allowance.

(2) A plain-clothes allowance payable under paragraph (1) shall be payable at the rate of—

(*a*) £57 a year, in the case of a superintendent;

(*b*) £54 a year, in the case of an inspector;

(*c*) £48 a year, in the case of a sergeant;

(*d*) £45 a year, in the case of a constable.

(3) An inspector, sergeant or constable required to perform duties in plain clothes for not less than 48 hours in the aggregate in any period of 6 months shall be paid a plain-clothes allowance in respect of such duties:

Provided that for the purposes of calculating the said aggregate—

(*a*) where the duties were performed on an occasion falling within such a continuous period of plain-clothes duty as is mentioned in paragraph (1), no account shall be taken of those duties;

(*b*) where the duties performed on any occasion lasted less than 4 completed hours, no account shall be taken of those duties;

(*c*) where the duties performed on any occasion lasted for a completed number of hours and a fraction of an hour, no account shall be taken of that fraction.

(4) A plain-clothes allowance payable under paragraph (3) shall be payable at the rate of—

(*a*) £0·025 an hour, in the case of an inspector;

(*b*) £0·023 an hour, in the case of a sergeant;

(*c*) £0·021 an hour, in the case of a constable.

(5) Notwithstanding anything in paragraph (2) or (4), where a member is provided with overalls when doing duty in plain clothes or for any other reason is, in the opinion of the Ministry, put to substantially less or substantially more than the normal expense caused by wearing his own clothes, a plain-clothes allowance payable to him under paragraph (1) or (3) shall be payable at such rate as may be approved by the Ministry.

Detective-duty and detective-expenses allowances

14.—(1) This Regulation shall apply in the case of a member below the rank of superintendent who is assigned, for a period of not less than a week, to detective duty and, while so assigned is, in the opinion of the chief constable, usually engaged in outside duty.

(2) Such a member shall be paid a detective-duty allowance in accordance with Schedule 1 and a detective-expenses allowance at the rate of £0·500 a week.

(3) This Regulation, in so far as it affects detective-duty allowance, shall have effect from 1st September 1970.

Supplementary detective allowances

15.—(1) A member to whom a detective-duty allowance is payable shall be paid a supplementary detective allowance, in accordance with Schedule 1, if the average qualifying overtime referred to in the next following paragraph, performed during the preceding quarter, is 8 hours a week or more.

(2) The qualifying overtime referred to in the preceding paragraph is, in the case of a constable, sergeant or inspector, overtime (within the meaning of, and computed in accordance with, the regulations relating to duty and overtime for the time being in force) in respect of which an allowance is not payable for duty performed on special occasions, performed by members of the rank of constable, sergeant or, as the case may be, inspector to whom a detective-duty allowance is payable in respect of the period during which the overtime is performed; and the weekly average of such qualifying overtime shall be determined for the purposes of the preceding paragraph by reference to the average overtime performed each day by such members on duty that day.

(3) In this Regulation the expression "quarter" means a period of 13 weeks.

(4) This Regulation shall have effect from 1st September 1970.

Subsistence, refreshment and lodging allowances

16.—(1) A member of or below the rank of superintendent who, being retained on duty beyond his normal daily period of duty or being engaged on duty away from his usual place of duty, necessarily incurs additional expense to obtain food or lodging shall—

(*a*) if the period for which he is so retained or engaged exceeds an hour but does not exceed 5 hours, be paid a refreshment allowance;

(*b*) if the period for which he is so retained or engaged exceeds 5 hours, be paid a subsistence allowance;

(*c*) if the said expense includes the expenses of obtaining lodging, be paid a lodging allowance.

(2) A member of or below the rank of superintendent who satisfies the chief constable that during his normal daily period of duty he was, although not away from his usual place of duty, unable by reason of the exigencies of duty to obtain his meals in his usual way and that he necessarily incurred additional expense for the purpose may be paid a refreshment allowance.

(3) Where the place of duty of a member has been temporarily changed the expression in this Regulation "usual place of duty" shall, after such period from the date of change as the chief constable may determine, mean the temporary place of duty.

(4) A subsistence, refreshment or lodging allowance shall be of an amount determined in accordance with Schedule 2.

Advances to cover expenses when away on duty

17. Where a member of or below the rank of inspector is required to do duty away from his usual place of duty he shall be given an advance to cover, as far as practicable, any expenses which he will probably incur.

Motor vehicle allowances

18.—(1) Where the chief constable is of opinion that the duties normally performed by a member are of such a nature that it is—

(*a*) essential, or

(*b*) desirable,

that the member in question should, at all material times have a motor vehicle at his disposal, he may authorise that member to use (subject to his directions) a motor vehicle owned by the member for the purposes of duties performed by him and, subject as hereinafter provided, in respect of such use the member shall be paid a motor vehicle allowance.

(2) A motor vehicle allowance shall not be payable in respect of the authorised use of a motor vehicle unless there was in force in relation thereto a policy of insurance in terms approved by the Police Authority, in relation to the use in question, for the purposes hereof.

(3) A motor vehicle allowance shall not be payable in respect of the authorised use of a motor-car of a cylinder capacity exceeding 500 cc unless the member concerned was willing to carry passengers for the purposes of the duties performed by him or, in the case of passengers being members of a police force, by those members.

(4) A motor vehicle allowance in respect of the authorised use of a motor-car of a cylinder capacity exceeding 500 cc shall, subject as aforesaid, be payable—

(*a*) where the chief constable is of the opinion mentioned in paragraph (1)(*a*), at the essential user's rate;

(*b*) where the chief constable is of the opinion mentioned in paragraph (1)(*b*), at the casual user's rate,

as provided in Schedule 3:

Provided that where the member concerned holds a rank above that of superintendent he may instead be paid a flat-rate motor vehicle allowance at such annual rate as is determined by the Police Authority with the approval of the Ministry.

(5) A motor vehicle allowance in respect of the authorised use of—

(*a*) a motor-car of a cylinder capacity not exceeding 500 cc; or ;

(*b*) a motor-bicycle,

shall, subject as aforesaid, be payable on such conditions and at such rate as is approved by the Ministry.

(6) In its application to the chief constable this Regulation shall have effect as if any reference therein to that officer were a reference to the Police Authority.

(7) Paragraph 5 of Schedule 3 shall have effect for the purposes of the interpretation of this Regulation.

(8) This Regulation shall have effect from 1st October 1970.

Bicycle allowance

19.—(1) Where a member is authorised by the chief constable to use a bicycle owned by him for the purposes of duties normally and from time to time performed by him, he shall in respect of such use be paid a bicycle allowance in accordance with Schedule 4.

(2) In this Regulation the expression "bicycle" does not include a motor-bicycle, that is to say a mechanically-propelled bicycle (including a motor-scooter and a bicycle with an attachment for propelling it by mechanical power) and a reference to a bicycle owned by a member is a reference to a bicycle kept and used by him.

Typewriter allowance

20.—(1) Where a member is authorised by the chief constable to use a typewriter owned by him for the purposes of duties normally and from time to time performed by him, he shall, in respect of such use, be paid a typewriter allowance in accordance with Schedule 5, and the Police Authority shall supply him with typewriter ribbons free of charge.

(2) In this Regulation a reference to a typewriter owned by a member is a reference to a typewriter kept and used by him.

Allowance in respect of medical charges

21. A member shall be reimbursed the normal standard charges incurred in his case under Sections 11, 12, 21, 22 and 76 of the Health Services Act (Northern Ireland) 1948(**r**) which relate to charges for certain drugs, medicines, appliances and dental treatment.

Temporary duty allowance

22.—(1) A member of the rank of superintendent who is required for a continuous period exceeding 7 days to perform duties normally performed by a member of a higher rank than his own, otherwise than as the direct or indirect result of the absence of any member on annual leave, shall be granted in respect of that period, other than the first 7 days thereof, a temporary duty allowance at a rate equal to the difference between his rate of pay and the lowest rate of pay for that higher rank.

(2) A member below the rank of superintendent who, in any year, has been required to perform duties normally performed by a member of a higher rank than his own for 14 complete days shall be granted, in respect of each further complete day in that year on which he is required to perform such duties, a temporary duty allowance at a rate equal to the difference between his rate of pay and the lowest rate of pay for that higher rank.

(**r**) 1948. c. 3.

(3) In this Regulation—

(*a*) the expression "year" means a period of 12 months beginning on 1st April, and

(*b*) the expression "day" means, in relation to a member below the rank of superintendent, his normal daily period of duty.

Promotion examination allowance

23.—(1) Subject to paragraph (2) a constable or sergeant who for the first time passes the qualifying examination for promotion to the next higher rank than his own shall be paid a promotion examination allowance of £30.

(2) A promotion examination allowance shall not be paid to a member who has already received a corresponding allowance during service in a police force which may be reckoned as pensionable service for the purposes of the Royal Ulster Constabulary Pensions Order 1949(s), but may be paid to a former member who has transferred to a regular police force in Great Britain as defined in the said Order before it is known that he has satisfied the conditions for payment.

Allowance for recurring escort duty, etc.

24. An allowance may be paid of such amount and under such conditions as may be approved by the Ministry on the recommendation of the Police Authority, in respect of recurring escort duty or other specific duties involving recurring retention on duty beyond the normal daily period and not covered by any other payment.

Continuance of allowances when member ill

25. If a member who is regularly in receipt of a plain-clothes allowance, detective-duty allowance, detective-expenses allowance, supplementary detective allowance, or any allowance to meet an expense which ceases during his or her absence from duty is placed upon the sick list or is on maternity leave, the allowance shall be payable during his or her absence from duty up to a period of a month, but thereafter, during the remainder of his or her absence from duty, payment may be suspended at the discretion of the chief constable:

Provided that a boot allowance shall not cease to be payable while the member is on the sick list.

University scholars

26. These Regulations shall have effect in relation to a university scholar within the meaning of Schedule 6 subject to the provisions of paragraph 2 thereof.

General

27. A member claiming any allowance under these Regulations shall comply with such directions as may be given by the Police Authority from time to time as to the time and manner of claiming and certification.

Sealed with the Official Seal of the Ministry of Home Affairs for Northern Ireland this 18th day of May 1971.

(L.S.) *M. K. Harris,*
Assistant Secretary.

(s) S.R. & O. (N.I.) 1949, No. 211.

The Ministry of Finance hereby concurs in the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 18th day of May 1971.

(L.S.)

C. F. Darling,
Assistant Secretary,
Ministry of Finance.

SCHEDULE 1 Regulations 14 and 15

Detective-duty and Supplementary Detective Allowances

1. A detective-duty allowance payable under Regulation 14 to a member shall be paid at the annual rate set opposite the rank he holds in the second column of the following Table A or, where the member is a woman, in the third column thereof:—

TABLE A

Rank	Men	Women
	£	£
Chief Inspector	243	219
Inspector	213	192
Sergeant	183	165
Constable	135	123

2. A supplementary detective allowance payable under Regulation 15 to a member shall be paid at the annual rate set opposite the rank he holds in the following Table B:—

(*a*) where the average qualifying overtime mentioned in Regulation 15(1) is less than 12 hours a week, in the second column or, where the member is a woman, in the third column thereof;

(*b*) where the said overtime is 12 hours or more a week, in the fourth column or, where the member is a woman, in the fifth column thereof:—

TABLE B

Rank	8 to 12 hours' qualifying overtime		12 or more hours' qualifying overtime	
	Men	Women	Men	Women
	£	£	£	£
Chief Constable	201	183	363	330
Inspector	177	159	318	285
Sergeant	153	138	276	249
Constable	111	102	201	183

SCHEDULE 2 Regulation 16

Subsistence, Refreshment and Lodging Allowances

1. Subject as hereafter in this Schedule provided, the amount of a subsistence, refreshment or lodging allowance payable under Regulation 16 shall be in accordance with the scale set out in the following Table appropriate to the rank of the member concerned:—

TABLE

Description of allowance	Superintendents	Inspectors, Sergeants and Constables
	£	£
Refreshment allowance:		
(i) for one meal . . .	0·410	0·375
(ii) for two meals	0·600	0·540
Subsistence allowance:		
Period of retention or engagement on duty—		
(i) over 5 hours and not exceeding 8 hours	0·600	0·540
(ii) over 8 hours and not exceeding 12 hours	0·875	0·790
(iii) over 12 hours and not exceeding 24 hours	1·500	1·300
(iv) over 24 hours—at the rate under (iii) above for each complete period of 24 hours' retention or engagement, together with whichever is the appropriate amount under the preceding provisions of this Table for any excess over the aggregate of such complete periods		
Lodging allowance—for each night	2·700	2·100

2. If a lodging allowance is payable as well as a subsistence allowance in respect of a period of retention or engagement on duty of 16 hours or less, the subsistence allowance shall be of the amount appropriate to a retention or engagement for a period exceeding 8 hours and not exceeding 12 hours.

3. If the chief constable is satisfied in any particular case that the amount of the allowances calculated in accordance with paragraphs 1 and 2 is not sufficient to cover the actual expenses necessarily incurred, he may authorise payment of the difference.

4. If the chief constable is satisfied in any particular case that the amount of the allowances calculated in accordance with paragraphs 1 and 2 would be excessive, having regard to the additional expenses necessarily incurred, he may direct that the amount of the allowances shall be reduced to such an amount as he determines, not being less than the amount of such expenses.

5. If in any particular case or class of cases the period of retention or engagement on duty exceeds a week and the chief constable is satisfied that the amount of the allowances calculated in accordance with paragraph 1 would be excessive, he may direct that there shall be granted in lieu thereof a weekly allowance at such lower rate as may be necessary to cover the reasonable expenses of the member concerned.

6. If a member below the rank of superintendent is required during any period to accompany a member of that or a higher rank, paragraph 1 shall apply to his case as respects that period as if he held the rank of superintendent.

SCHEDULE 3 Regulation 18

Motor vehicle allowances in respect of motor-cars

1. Subject as hereinafter provided, the amount of a motor vehicle allowance shall be the standard amount calculated by reference to Table A or C of the following Tables except that it shall be the abated amount calculated by reference to Table B or D where it falls to be calculated by reference to completed months of authorised use beginning, or mileage of authorised use performed, at a time that the member concerned was—

(*a*) provided with a garage free of rent and rates, or

(*b*) in receipt of a maximum limit rent allowance which was less than the maximum limit applicable in his case and the house or accommodation occupied by him included a garage;

and references in paragraph 2 or 3 to the appropriate Table shall be construed accordingly.

2.—(1) Subject as hereinafter provided, the amount of a motor vehicle allowance payable at the essential user's rate shall in any year comprise—

(*a*) a fixed element calculated, by reference to the number of completed months comprised in the period of authorised use in that year, at the annual rate set opposite the cylinder capacity of the motor-car in question in the second column of the following Table A or B, as may be appropriate, or, in the case of a motor-car of a cylinder capacity of 1700 cc or more, of such annual rate as is approved by the Ministry, and

(*b*) a mileage element calculated, in relation to the first 7,200 miles of authorised use in that year, at the basic rate so set out in the third column of the said Table and, in relation to any further authorised use in that year, at the reduced rate so set out in the fourth column of the said Table or, in the case of a motor-car of a cylinder capacity of 1700 cc or more, at such basic and reduced rates, respectively, as are approved by the Ministry.

TABLE A

STANDARD AMOUNT

Cylinder capacity	Annual rate of fixed element	Mileage element	
		Basic rate per mile	Reduced rate per mile
	£	£	£
1200 cc or more but less than 1700 cc	102	0·036	0·022
1000 cc or more but less than 1200 cc	90	0·032	0·019
Less than 1000 cc	81	0·028	0·017

TABLE B

ABATED AMOUNT

Cylinder capacity	Annual rate of fixed element	Mileage element	
		Basic rate per mile	Reduced rate per mile
	£	£	£
1200 cc or more but less than 1700 cc .	87	0·034	0·022
1000 cc or more but less than 1200 cc .	78	0·030	0·019
Less than 1000 cc	69	0·026	0·017

(2) Where in any year a motor vehicle allowance is payable at the essential user's rate it shall be payable in such instalments, in advance or in arrears, as the Police Authority may determine; but when the amount of the allowance for that year is finally calculated, any overpayment shall be recoverable.

(3) Where in any year a motor vehicle allowance is payable at the essential user's rate to a member and he is on sick leave, or the motor-car in question is out of order, for a continuous period of four or more weeks in that year the allowance shall be reduced by such amount as the Police Authority determine appropriate in all the circumstances.

(4) Where in any year a motor vehicle allowance is payable at the essential user's rate but the period of authorised use is a fraction only of that year, sub-paragraph (1)(*b*) shall have effect as if for the reference to 7,200 miles there were substituted a reference to the corresponding fraction of that mileage; and for the purposes of this paragraph the monthly rate of the fixed element of such an allowance so payable shall be taken to be a twelfth of the annual rate.

3. The amount of a motor vehicle allowance payable at the casual user's rate shall in any year be an amount calculated in relation to the mileage of authorised use in that year at the rate set out opposite the cylinder capacity of the motor-car in question in the second column of the following Table C or D, as may be appropriate, or, in the case of a motor-car of a cylinder capacity of 1700 cc or more, at such rate as is approved by the Ministry; except that, where the amount of the allowance would be less if it were payable at the essential user's rate, it shall be of an amount calculated in accordance with paragraph 2:—

TABLE C

STANDARD AMOUNT

Cylinder capacity	Rate per mile
	£
1200 cc or more but less than 1700 cc . . .	0·067
1000 cc or more but less than 1200 cc . . .	0·059
Less than 1000 cc	0·053

TABLE D

ABATED AMOUNT

Cylinder capacity	Rate per mile
	£
1200 cc or more but less than 1700 cc . . .	0·061
1000 cc or more but less than 1200 cc . . .	0·054
Less than 1000 cc	0·048

4. The amount of a motor vehicle allowance payable to a member shall not exceed that which would be payable if the vehicle in question were of such a cylinder capacity as the chief constable, with the approval of the Police Authority, has determined appropriate for use for the purposes of the duties normally performed by the member concerned.

5. For the purposes of Regulation 18 and of this Schedule the following expressions have the meanings hereby respectively assigned to them:—

"authorised use" means the use, authorised under Regulation 18, of a motor vehicle owned by the member concerned for the purposes of his duties as a member;

"cylinder capacity" means the cylinder capacity of the engine of a vehicle calculated in accordance with the Regulations from time to time in force under the Vehicles (Excise) Act (Northern Ireland) 1954(t);

"motor-bicycle" means a mechanically-propelled bicycle (including a motor-scooter, a bicycle with an attachment for propelling it by mechanical power and a mechanically-propelled bicycle used for drawing a side-car);

"motor-car" means a mechanically-propelled vehicle other than a motor-bicycle and, accordingly, includes a mechanically-propelled tricycle;

"year" means a period of 12 months beginning on 1st October;

and a reference to a motor vehicle owned by a member is a reference to such a vehicle kept and used by him.

6. Nothing in this Schedule shall be construed as authorising allowances payable to a member to be reduced retrospectively.

SCHEDULE 4 Regulation 19

Bicycle Allowance

1. Subject as hereafter in this Schedule provided, the amount of a bicycle allowance shall be calculated by reference to the duration of the authority given for the purposes of Regulation 19 at the rate of £11 a year:

Provided that the amount of the allowance payable to a member in any year shall not be less than £2·750.

2. The allowance shall be payable quarterly or at such shorter intervals as the Police Authority may determine in advance or in arrears, as they may determine: but where payment is made in advance, any overpayment shall be recoverable.

(t) 1954. c. 17.

SCHEDULE 5 Regulation 20

Typewriter Allowance

1. The amount of a typewriter allowance shall be calculated by reference to the duration of the authority given for the purposes of Regulation 20 at a rate determined by the Police Authority not exceeding £4 a year.

2. The allowance shall be payable quarterly or at such shorter intervals as the Police Authority may determine in advance or in arrears, as they may determine; but where payment is made in advance, any overpayment shall be recoverable.

SCHEDULE 6 Regulation 26

University Scholars

1.—(1) In this Schedule a reference to a univerity scholar is a reference to a member nominated for a course of university study by the Ministry or by the Police Authority in pursuance of arrangements in that behalf approved by the Ministry and, in relation to such a member, the expression "course" means the course for which he has been nominated and which he has undertaken and "study" means study for the purposes of that course.

(2) For the purposes of this paragraph a full-time course leading to a degree awarded by the Council for National Academic Awards shall be treated as a course of university study notwithstanding that the course is provided otherwise than at a university.

2.—(1) Where a university scholar moves his home and the removal is, in the opinion of the Police Authority, due to his having undertaken his course, then, notwithstanding the provisions of Regulation 6, the rent allowance to be paid to him shall be that which would be payable to him under that Regulation if he was a member of the force of the police area in which his home is for the time being situate.

(2) Where a university scholar does not move his home, then, Regulation 7 shall have effect in relation to him for the duration of his course—

(*a*) as if for paragraph (1)(*a*)(iii) there were substituted the following provision:—

'(iii) satisfies the Police Authority that the only reason why he is not so living is that he could not, without detriment to his studies, return daily to the family home;';

(*b*) as if for paragraph (1)(*b*) there were substituted the following provisions:—

'(*b*) a member, other than such a member as is mentioned in sub-paragraph (*a*), who satisfies the Police Authority that the only reason why he is not living in his former accommodation is that he could not, without detriment to his studies, return daily thereto,';

(*c*) as if for paragraph (2)(*a*) and (*b*) there were substituted the following provision:—

"if he were living with his family or, as the case may be, in his former accommodation.";

(*d*) where he is a widower with a child or children or a married man and, if he were a member of the force of the police area in which he is for the time being living and entitled to a flat-rate rent allowance under Regulation 6, that allowance would be payable at a higher rate than £3·350 a week, as if for the reference in paragraph (3)(*b*) to the rate of £3·350 a week there were substituted a reference to that higher rate.

(3) Where a university scholar moves his home and the removal is, in the opinion of the Police Authority, due to his having undertaken or completed his course of study and is, in their opinion, reasonable in the circumstances of his case, Regulation 10 shall have effect in his case as if the removal were such as is mentioned in paragraph (1) thereof.

EXPLANATORY NOTE

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

These Regulations replace a number of earlier Allowances Orders, and contain provision for the payment of new allowances. These are bicycle allowance (Regulation 19), typewriter allowance (Regulation 20), allowance in respect of medical charges (Regulation 21) and allowance for recurring escort duty, etc. (Regulation 24). Regulation 16 includes provision for the payment of a new "lodging allowance" which replaces existing overnight subsistence rates, payable to members of or below the rank of superintendent. In the case of certain allowances, for example plain clothes and motor vehicle, these have been increased or the basis of assessment varied.