included, except so much of the said area as does not exceed 20 square feet.

(4) The areas of open porches, open verandahs, garages and outbuildings provided solely for domestic purposes, shall be disregarded for the purpose of calculating the superficial area of a house."

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 22nd day of November, nineteen hundred and sixty-one.

(L.S.)

Wm. J. Morgan,
Minister of Health and Local Government.

EXPLANATORY NOTE

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

These Regulations amend the Regulations which lay down the conditions under which grant is paid, and the standards which must be observed, when houses are built for occupation as farmhouses or as approved workers' houses.

Amendments to the standards are made (*a*) to lay down the degree of fire resistance which must be provided when garages are built as part of a house; and (*b*) to amend the method of calculating the superficial area.

1961. No. 218 **[C]**

ROYAL ULSTER CONSTABULARY

Separation and Subsistence Allowances

ORDER, DATED 16TH NOVEMBER, 1961, MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE CONSTABULARY AND POLICE (IRELAND) ACT, 1919, AS APPLIED BY THE CONSTABULARY ACT (NORTHERN IRELAND), 1922.

I, the Right Honourable Brian Faulkner, Minister of Home Affairs for Northern Ireland, in exercise of the powers conferred on me by section two of the Constabulary Act (Northern Ireland), 1922(**a**), and by sub-section (1) of section four of the Constabulary and Police (Ireland) Act, 1919(**b**), as applied by the said Act of 1922, and of all other powers enabling me in that behalf, do hereby order as follows:—

Citation

1. This Order may be cited as the Royal Ulster Constabulary Allowances (Separation and Subsistence) Order, 1961.

(**a**) 12 & 13 Geo. 5. c. 8 (N.I.). (**b**) 9 & 10 Geo. 5. c. 68.

Definitions

2. In this Order the following expressions shall have the meanings hereby respectively assigned to them:—

"The Depot" means the Royal Ulster Constabulary Depot, Enniskillen.

"Family" means the member's wife and/or any child of his under the age of sixteen years.

"The Force" means the Royal Ulster Constabulary.

"Head or other Constable" means Head Constable, Sergeant and Constable.

"Inspector General" means the Inspector General of the Royal Ulster Constabulary.

"Member" means a member, including a woman member, of the Royal Ulster Constabulary.

"Ministry" means the Ministry of Home Affairs.

"Officer" means a member of the Royal Ulster Constabulary of a rank not below that of District Inspector.

Revocation

3. Sub-paragraphs (*a*) to (*h*) of paragraph 3 and paragraph 4 of the Schedule to the Royal Ulster Constabulary Allowances Order, 1954(**a**), (which relate to subsistence and separation allowances) are hereby revoked.

Certificate

4. I certify that sub-section two of section four of the Constabulary and Police (Ireland) Act, 1919, which provides that a draft of any Order proposed to be made under the said section shall be submitted to the representative body or bodies constituted by that Act and representing any rank or ranks affected and that before making the Order the Minister shall consider any representations made by such body or bodies, has been fully observed.

SEPARATION ALLOWANCE

5.—(1) A married member who is necessarily separated from his family as a result of transfer or other action of his authorities shall be paid separation allowance in accordance with the scales and conditions set out in Articles 6, 7, 8, 9 and 10.

(2) For the purpose of the preceding paragraph, a member who is residing with a dependant relative and by virtue of that fact is in receipt of a special rent allowance under the provisions of Article 5 of the Royal Ulster Constabulary Allowances (Rent and Compensatory Grant) Order, 1960(**b**), shall be treated as a married member residing with his family.

6. Where accommodation is provided at Government expense for a member who is so separated from his family the following scales shall apply in respect of the period and with effect from the date respectively specified:—

Rank	*Separation Allowance per night*	
	From 1st April, 1959, to 31st December, 1960	*From 1st January, 1961*
Officer	4/9	5/-
Head Constable	4/6	4/9
Sergeant or Constable	4/3	4/6

(a) S.R. & O. (N.I.) 1954, No. 131. (b) S.R. & O. (N.I.) 1960, No. 182.

7. Where accommodation is not so provided the following scales shall apply in respect of the period and with effect from the date respectively specified:—

Rank	Separation Allowance per night	
	From 1st April, 1959, to 31st December, 1960	*From 1st January, 1961*
Officer	9/6	10/-
Head Constable	9/-	9/6
Sergeant or Constable	8/6	9/-

8. Separation allowance shall not be paid to any member for a continuous period of more than sixty-one nights without the prior approval of the Ministry.

9. Separation allowance shall not be payable to a member in respect of any period:—

(*a*) during which—

(i) he is in hospital; or

(ii) he is as a recruit undergoing instruction at the Depot; or

(iii) he is provided with food and lodgings at Government expense; or

(*b*) in respect of which he is granted any allowance for overnight subsistence other than Class 1 and Class 2.

10. Where an officer is separated from his wife and family by reason of transfer or other action of his authorities and is, through his inability to obtain suitable lodgings at his new station, required to live in an hotel, he may be paid in lieu of separation allowance Class 1 subsistence allowance for a period not exceeding 28 nights.

SUBSISTENCE ALLOWANCE

Messing facilities

11. For the purpose of claims to subsistence allowance in respect of periods which include overnight absence from a member's station, messing facilities shall be regarded as having been available at the station at which the member was temporarily accommodated unless the District Inspector certifies to the contrary.

Day Subsistence Allowance

12.—(1) With effect from the date hereof, and subject to the provisions of paragraphs (2) and (3) and of paragraph (3) of Article 13 a member who is necessarily absent from his station on duty for a continuous period of duty of not less than five hours which does not qualify him for overnight subsistence allowance under the provisions of Article 13 shall be entitled to day subsistence allowance in accordance with the following scale:—

Rate	*Continuous Period of Duty*	*Member's Rank*		
		Officer	*Head Constable*	*Sergeant or Constable*
		s. d.	s. d.	s. d.
1	Five hours but under eight hours ...	4 0	3 6	3 6
2	Eight hours but under twelve hours	8 6	7 6	6 6
3	Twelve hours but under seventeen hours	11 6	10 6	9 6
4	Seventeen hours and over	14 0	13 0	12 0

(2) Except as provided in paragraph (3) day subsistence allowance shall not be payable to—

(*a*) a member, stationed in a County Borough, in respect of absence within that County Borough; or

(*b*) a member, stationed in a sub-district, in respect of absence within that sub-district; or

(*c*) an officer in respect of absence within the area to which he is assigned for duty; or

(*d*) a member serving in a specialist branch in respect of absence within the area to which he is assigned for duty; or

(*e*) a member in respect of absence which does not prevent him from having his meals in accordance with his usual practice.

For the purpose of this paragraph "County Borough" and "sub-district" shall respectively be deemed to include any area or place for the protection of which members stationed in the County Borough or sub-district are responsible.

(3) A member who does not qualify for day subsistence allowance under the provisions of paragraph (1) may nevertheless be granted an allowance at the following rates as set out in the said paragraph (1):—

Rate 1 for one meal
Rate 2 for two meals
Rate 3 for three meals
Rate 4 for four meals,

provided that the County Inspector is satisfied that the member was unable through the exigencies of duty to obtain a meal or the appropriate number of meals in accordance with his usual practice and that it was necessary for him to incur additional expense thereby.

Overnight Subsistence Allowance

13.—(1) A member who is necessarily absent from his station on duty overnight, that is to say, for a period of twelve hours or longer covering the period between the hours of 10 p.m. and 3 a.m., shall, subject to the provisions of this Order, be entitled to overnight subsistence allowance at the appropriate rate and in accordance with the conditions of this Article and of Articles 14 and 15:

Provided that where a member receives separation allowance in respect of any night—

(*a*) he shall not be entitled to Class 3 subsistence allowance in respect of that night; and

(*b*) any Class 1 or Class 2 subsistence allowance to which he is entitled in respect of that night shall be reduced by the amount of the separation allowance.

(2) An overnight subsistence allowance shall be regarded as covering a period of absence from station of 24 hours and in the case of continuous absence of more than 24 hours shall be payable for each complete period of 24 hours and also for any additional absence, immediately following a period of 24 hours or a multiple thereof, of 12 hours or longer which covers the period between the hours of 10 p.m. and 3 a.m.

(3) Where a member has been absent on duty for a continuous period exceeding 24 hours or a multiple thereof, a day subsistence allowance shall be payable in accordance with the scale set out in paragraph (1) of Article 12 for that period which is not covered by overnight subsistence allowance, provided that the excess period to which the day subsistence allowance is related (after deduction of any portion of the period when messing facilities were available to the member) is not less than five hours or that paragraph (3) of Article 12 applies.

Overnight Subsistence Allowance in Northern Ireland

14.—(1) *Class 1 Subsistence Allowance* These rates, with effect from 1st January, 1961, are applicable in those cases where—

(*a*) sleeping accommodation is necessary but is not provided for the member at Government expense, and

(*b*) no messing facilities are available.

Rank	*First seven nights in one place: per night*	*Remainder of first twenty-eight nights in that place: per night*	*After twenty-eight nights in that place: per night*
	£ s. d.	£ s. d.	s. d.
Officer	2 0 0	1 13 6	10 0
Head Constable ...	1 16 6	1 10 6	9 6
Sergeant or Constable	1 14 0	1 8 6	9 0

(2) *Class 2 Subsistence Allowance.* These rates, with effect from the date hereof, are applicable in those cases where—

(*a*) sleeping accommodation is not necessary or is provided at Government expense, and

(*b*) no messing facilities are available.

Rank	*First seven nights in one place: per night*	*Remainder of first twenty-eight nights in that place: per night*	*After twenty-eight nights in that place: per night*
	s. d.	s. d.	s. d.
Officer	11 6	8 6	5 6
Head Constable ...	10 6	7 6	4 6
Sergeant or Constable	9 6	6 6	4 3

(3) *Class 3 Subsistence Allowance.* These rates, with effect from 22nd April, 1958, are applicable in those cases where—

(*a*) sleeping accommodation is provided at Government expense, and
(*b*) messing facilities are available.

Rank	*Not exceeding seven nights: per night* s. d.
Officer	5 0
Head Constable	3 6
Sergeant or Constable	2 0

Overnight Subsistence Allowance in Great Britain

15.—(1) With effect from 1st January, 1961, and subject to the provisions of paragraphs (2) and (3), a member absent from his station on duty in Great Britain shall for the first seven nights of absence in any one place (including the period of travelling to and from Great Britain but not including the period of actual attendance at a Training Centre there) be paid subsistence allowance in accordance with the following scale and in lieu of Class 1 subsistence allowance for such nights:—

For nights necessarily spent at places in Great Britain other than London

Rank	*First seven nights in one place: per night* £ s. d.	*Remainder of first twenty-eight nights: per night* £ s. d.
Inspector General	3 15 0	3 15 0
Deputy Inspector General or Commissioner, Belfast	2 13 6	2 3 6
Other Officer	2 7 6	1 18 6
Head Constable	2 2 0	1 14 0
Sergeant or Constable	1 17 0	1 10 6

For nights necessarily spent in London

Rank	*First seven nights: per night* £ s. d.	*Remainder of first twenty-eight nights: per night* £ s. d.
Inspector General	3 15 0	3 15 0
Deputy Inspector General or Commissioner, Belfast	2 18 0	2 3 6
Other Officer	2 12 6	1 18 6
Head Constable	2 5 6	1 14 0
Sergeant or Constable	1 19 6	1 10 6

(2) A Head or other Constable who is attending a Course of Instruction in Great Britain and is required to make his own arrangements for food and lodgings shall, with effect from 14th August, 1958, be paid a consolidated overnight subsistence allowance in accordance with the undernoted rates in respect of the actual period of attendance at the Training Centre and of the period of any duly-authorised break in the Course during which the member, with the consent of the Inspector General, remains in Great Britain. Payment for portion of a week shall be at the rate of one-seventh of the appropriate weekly rate for each night involved.

Head Constable ...	...	£6 5s. 0d. per week.
Sergeant or Constable	...	£5 12s. 0d. per week.

(3) A member attending a Course of Instruction in Great Britain for whom arrangements for food and lodgings are made by the Training Centre or the Police Authority concerned shall, for the period of actual attendance at the Training Centre, be paid a consolidated subsistence allowance amounting to reimbursement of the amount which he necessarily pays to the Training Centre or Police Authority in respect of such food and lodgings, and subsistence allowance under the foregoing provision of this Order shall not be payable to the member in respect of such period of attendance. Where during any authorised break in the Course of Instruction the aforesaid arrangements for food and lodging are not available to the member and, with the consent of the Inspector General, he remains in Great Britain during the break he shall for the period of the break be paid subsistence allowance at the appropriate rates as set out in paragraph (1).

(4) A member attending a Course of Instruction in Great Britain who with the consent of the Inspector General returns to Northern Ireland during a duly-authorised break in the Course shall be paid subsistence allowance at such of the rates set out in Articles 12, 14 and 15 as may be appropriate from the time he leaves the Training Centre until he arrives at his station in Northern Ireland and from the time he leaves his station in Northern Ireland on his return journey until he arrives at the Training Centre in Great Britain.

GENERAL

16.—(1) Where a member, temporarily attached to a station other than his own station and not thereby entitled to Class 1 or Class 2 overnight subsistence allowance, is necessarily absent on duty from his temporary station he shall be entitled to subsistence allowance in respect of that absence under the provisions of this Order as if references in this Order to his station were references to his temporary station.

(2) When a member who is in receipt of an overnight subsistence allowance is required by duty to absent himself from a place of temporary duty for a period involving four or more nights, he shall, on his return to the same place of temporary duty, be allowed to accrue subsistence as if he were commencing his duty there. A period of absence from a place of temporary duty involving less than four nights will be ignored in assessing the first seven nights or first twenty-eight nights for the purposes of Articles 14 and 15.

(3) When a member entitled to subsistence allowance under the foregoing provisions of this Order is provided, during the relevant period of absence from his station, with a meal or meals the cost of which is borne on public funds a deduction shall be made from such subsistence allowance in accordance with the following scale and from the date hereof:—

Rank	*Deduction for meals provided in any continuous period of twenty-four hours*		
	One meal	*Two meals*	*Three or more meals*
	s. d.	s. d.	s. d.
Officer	4 0	8 6	11 6
Head Constable ...	3 6	7 6	10 6
Sergeant or Constable	3 6	6 6	9 6