1974. No. 323

POLICE

Royal Ulster Constabulary (Amendment) (No. 3) Regulations 1974

Made	*20th December* 1974
Coming into operation . .	*1st February* 1975
To be laid before Parliament	

REGULATIONS, DATED 20TH DECEMBER 1974, MADE BY THE SECRETARY OF STATE UNDER SECTION 25 OF THE POLICE ACT (NORTHERN IRELAND) 1970 AND SECTION 18 OF THE ADMINISTRATIVE AND FINANCIAL PROVISIONS ACT (NORTHERN IRELAND) 1962.

In pursuance of the powers conferred by section 25 of the Police Act (Northern Ireland) 1970(**a**), read with section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(**b**), and after consulting, in accordance with section 34(2) of the said Act of 1970, the Police Authority for Northern Ireland and the Police Association for Northern Ireland and, in accordance with section 4(4) of the Police Act 1969(**c**), the Police Council for the United Kingdom, I hereby with the concurrence of the Minister for the Civil Service(**d**), make the following Regulations:—

Citation, commencement and effect

1.—(1) These Regulations may be cited as the Royal Ulster Constabulary (Amendment) (No. 3) Regulations 1974.

(2) These Regulations shall come into operation on 1st February 1975 and shall have effect—

(*a*) for the purposes of Regulation 10(*a*) as from 7th November 1973;

(*b*) for the purposes of Regulations 6, 7, 10(*b*), 11, 12, 13 and Appendices 1 and 2 as from 1st September 1974; and

(*c*) for all other purposes as from 1st February 1975.

Interpretation

2. In these Regulations any reference to the principal Regulations is a reference to the Royal Ulster Constabulary Regulations 1973(**e**).

Definitions

3. After paragraph (1) of Regulation 4 of the principal Regulations (definitions) there shall be added the following paragraph:—

"(1A) In these Regulations a reference to an aerodrome constabulary is a reference to such a constabulary within the meaning of the Policing of Airports Act 1974(**f**); and a reference to a rank in such a constabulary corresponding to a rank in the force is a reference to a rank in that constabulary designated for the purposes hereof by the Secretary of State as the rank corresponding to the rank in question.".

(a) 1970. c. 9 (N.I.).
(b) 1962. c. 7.
(c) 1969. c. 63.
(d) Formerly the Ministry of Finance for Northern Ireland; see S.I. 1973/2163
(e) S.R. & O. (N.I.) 1973, No. 31.
(f) 1974. c. 41.

Probation

4. After Regulation 10(6) of the principal Regulations (probation) there shall be added the following paragraph:—

"(7) IN the case of a member who has been transferred to the force from an aerodrome constabulary by an order under section 6 of the Policing of Airports Act 1974, his service in that constabulary shall for the purposes of this Regulation be treated as if it were service in the force.".

Period of duty

5.—(1) In paragraph (2) of Regulation 18 of the principal Regulations (normal daily period of duty) the proviso shall be omitted.

(2) In paragraph (3) of the said Regulation 18 the proviso shall be omitted.

Pay

6. For paragraphs (1) to (4) of Regulation 28 of the principal Regulations (scales and conditions of pay) there shall be substituted the following paragraphs:—

"(1) Subject to Regulation 28A the rate of pay of a member shall be in accordance with the appropriate scale mentioned in Part I of Schedule 4.

(2) In Schedule 4 any reference to service in a rank shall include service in a corresponding rank held on 31st May 1970.

(3) Any member who on 31st May 1970 was on a scale of pay related to a rank then applicable as set out in Schedule IV to the Royal Ulster Constabulary Pay Regulations 1970(**g**) (otherwise than in a temporary capacity, in which case the scale of pay for his substantive rank was applicable) and who on 31st January 1975 had not elected to be paid in accordance with the scales and conditions provided for in Regulation 5(1) of those Regulations may elect to be paid either—

(*a*) in accordance with the appropriate scale in Part III of Schedule 4 to these Regulations; or

(*b*) in accordance with the scales and conditions provided for in paragraph (1),

so, however, that when a member elects to be paid under the provisions of sub-paragraph (*b*) he may not thereafter elect to be paid under the provisions of sub-paragraph (*a*).

(4) Where the election as specified in paragraph (3) is made on or after 1st February 1975 such election shall be deemed to have effect from such date as may be specified by the member, not being a date earlier than 1st September 1974.".

Supplementary pay

7. After Regulation 28 of the principal Regulations there shall be inserted the following Regulation:—

"Supplementary pay

28A.—(1) This Regulation shall have effect for the purpose of supplementing the pay of a member holding a rank lower than that of

(**g**) S.R. & O. (N.I.) 1970, No. 205.

superintendent; but any allowance under these Regulations calculated by reference to a member's pay other than an allowance under Regulation 56 shall be calculated as if this Regulation had not been made.

(2) The annual pay of such a member, as increased in accordance with Regulation 3 of the Royal Ulster Constabulary (Amendment) (No. 2) Regulations 1974(h), shall be further increased in accordance with Part II of Schedule 4.".

Reckoning of service in an airport constabulary

8. After Regulation 30 of the principal Regulations there shall be inserted the following Regulation:—

"Reckoning of service in an airport constabulary

30A.—(1) Where a member of an aerodrome constabulary has been transferred to the force by an order under section 6 of the Policing of Airports Act 1974 then, for the purposes of Regulation 28, his service in any rank in that constabulary shall be treated as if it were service in the corresponding rank in the force.".

Annual leave

9. In paragraph 4 of Schedule 2 to the principal Regulations there shall be added the following sub-paragraph:—

"(2) Where a member of an aerodrome constabulary has been transferred to the force by an order under section 6 of the Policing of Airports Act 1974 then, for the purposes of this paragraph, his service in any rank in that constabulary shall be treated as if it were service in the corresponding rank in the force.".

University scholars

10. In paragraph 3(2) of Schedule 3 to the principal Regulations (university scholars)—

(*a*) for the rate of "£50 a year" there shall be substituted the rate "£74 a year", and

(*b*) for the words "Regulation 28(1) and Schedule 4" there shall be substituted the words "Part IV of these Regulations".

Pay

11. For Schedule 4 to the principal Regulations (pay) there shall be substituted the Schedule set out in Appendix 1.

Detective duty etc. allowances

12. For Schedule 5 to the principal Regulations (detective duty and supplementary detective allowances) there shall be substituted the Schedule set out in Appendix 2.

Supplementary pay related to the Retail Price Index

13. Regulation 3 of the Royal Ulster Constabulary (Amendment) (No. 2) Regulations 1974 (supplementary pay related to the Retail Price Index figure) shall have effect as if any reference therein to the principal Regulations were a reference to the principal Regulations, as amended by these Regulations and as if in paragraph (1) thereof after the words "member's pay" there were inserted the words "other than an allowance under Regulation 56".

(h) S.R. (N.I.) 1974, No.

Merlyn Rees,
One of Her Majesty's Principal Secretaries of State.

Northern Ireland Office
18th December 1974

The concurrence of the Minister for the Civil Service given under his Official Seal on 20th December 1974.

(L.S.)

R. W. Williams,
Authorised by the Minister for the Civil Service.

APPENDIX 1

Schedule substituted for Schedule 4 to the Principal Regulations

SCHEDULE 4 Regulation 28

Pay

PART I

Basic Scales of Pay

1.—(1) The annual pay of a man or woman holding a rank referred to in the following Table A shall, subject to Regulation 28A and as hereinafter provided, be determined by reference to his service in that rank in accordance with the scale set opposite to his rank in the said Table.

TABLE A

with effect from 1st September 1974

Rank	*Service in rank*	*Annual Pay*
		£
Chief Superintendent	Less than 1 year	5,139
	After 1 year	5,313
	After 2 years	5,487
	After 3 years	5,661
Superintendent	Less than 1 year	4,248
	After 1 year	4,446
	After 2 years	4,674
	After 3 years	4,845
Chief Inspector	Less than 1 year	3,204
	After 1 year	3,306
	After 2 years	3,405
	After 3 years	3,513
	After 6 years	3,558
Inspector	Less than 1 year	2,808
	After 1 year	2,904
	After 2 years	3,015
	After 3 years	3,117
	After 6 years	3,162
Sergeant	Less than 1 year	2,388
	After 1 year	2,484
	After 2 years	2,571
	After 3 years	2,664
	After 8 years	2,745

(2) The annual pay of a Chief Superintendent who on 1st September 1972 was assigned to duties designated for the purposes hereof by the Secretary of State shall be determined subject to the provisions of this sub-paragraph, that is to say, if on 31st January 1973—

(*a*) in the case of a man, his old annual pay was £4,230, or

(*b*) in the case of a woman, her old annual pay was £3,807,

his or her annual pay shall be £5,742.

For the purposes of this sub-paragraph "old annual pay" means annual pay determined as though the Royal Ulster Constabulary Regulations 1973 had not been made.

(3) Subject to sub-paragraphs (6) and (7), for the purpose of determining the annual pay of a superintendent who had not before 1st September 1972 completed 1 or more years of service in that rank but had before 1st September 1974 completed 2 years' such service, the first such completed year shall be disregarded.

(4) Subject to sub-paragraphs (6) and (7), for the purpose of determining the annual pay of a superintendent who had before 1st September 1972 completed 1 but less than 3 years' service in that rank—

(*a*) if he had before 1st September 1974 completed less than 3 years' such service, the first such completed year shall be disregarded;

(*b*) if he had before that date completed 3 but less than 5 years' such service, the first two such completed years shall be disregarded;

(*c*) if he had before that date completed 5 or more years' such service, the first 3 such years shall be disregarded.

(5) Subject to sub-paragraphs (6) and (7), for the purpose of determining the annual pay of a superintendent who had before 1st September 1972 completed 3 or more years' service in that rank his completed years of such service before that date in excess of 2 years shall be disregarded and

(*a*) if he had before 1st September 1974 completed less than 4 years' such service, computed as aforesaid, the first such year shall also be disregarded;

(*b*) if he had before that date completed 4 or more years' such service, computed as aforesaid, the first 2 such years shall also be disregarded.

(6) Where a superintendent has completed 4 or more years' service in the rank of chief inspector and the Secretary of State approves the application of this sub-paragraph in his case, his annual pay shall be determined without regard to the provisions of sub-paragraphs (3), (4) and (5) but subject to the provisions of this sub-paragraph, that is to say, his annual pay before completing 1 year's service in the rank of superintendent shall be £4,446 instead of £4,248.

(7) The annual pay of a superintendent who, immediately before 1st September 1972, held the rank of superintendent, class I, shall be determined without regard to the provisions of sub-paragraphs (3), (4) and (5) but subject to the provisions of this sub-paragraph, that is to say—

(*a*) if on 31st January 1973 he had not completed 3 years' service in the rank of superintendent, he shall be treated as if he had an additional 3 years' service therein;

(*b*) if on the said date he had completed 3 or more years' service in that rank, his annual pay shall be £4,881.

2.—(1) The annual pay of a man or woman holding the rank of constable shall, subject to Regulation 28A and as hereinafter provided, be determined in accordance with the following Table B.

(2) The annual pay of a constable shall be determined by reference to his reckonable service in accordance with the standard scale set out in the second column of the said Table except that this sub-paragraph shall not apply where he was serving as a member immediately before 27th May 1971 and has so served continuously on and after that date; and in such case his annual pay shall be determined in accordance with sub-paragraph (3).

(3) Where sub-paragraph (2) does not apply, the annual pay of a constable shall be determined by reference to his reckonable service in accordance with the transitional scale appropriate to his age on the date on which he became a member set out in the third, fourth, fifth or sixth column of the said Table:

Provided that in a case in which the provisions of sub-paragraph (4) or of sub-paragraph (5) apply, this sub-paragraph shall have effect subject to the provisions in question.

(4) The provisions of this sub-paragraph shall apply in the case of a person who has not served continuously as a member since he first became a member and in such case the man shall be treated for the purposes of sub-paragraph (3) and the transitional scales set out in the said Table as if he had become a member on such date that, if he had served continuously as such a member, he would have the same reckonable service as he in fact has.

(5) The provisions of this sub-paragraph shall apply in the case of a person who has served continuously as a member since he first became a member unless his period of reckonable service began—

(*a*) on a birthday;

(*b*) after 1st March 1967, if he had attained the age of 22 years before his period of reckonable service began, or

(*c*) on or before 1st March 1967, if he had attained the age of 22 years on or before that date and—

(i) had not completed a year's or 2 or 3 years' reckonable service on a day in the year ending immediately before that date, being a day falling after his birthday in that year, or

(ii) had not completed a year's reckonable service or had completed 4 or more years' reckonable service on or before 1st March 1967;

and a person to whom this sub-paragraph applies who has had one or more birthdays falling within his period of reckonable service shall be treated for the purposes of sub-paragraph (3) and the transitional scales set out in the said Table as if he had completed a year of such service on the date of his first birthday falling within that period.

(6) For the purposes of this paragraph—

(*a*) any reference to a man's reckonable service is a reference to his service reckonable for the purposes of his scale of pay;

(*b*) any reference to a man's birthday is a reference to an anniversary of the day of his birth, and

(*c*) in determining whether or not a man has served continuously as a member there shall be disregarded any break in service occurring on transfer between a police force in Great Britain and the Royal Ulster Constabulary or which ends with the man exercising a statutory right of reversion to the Royal Ulster Constabulary.

TABLE B

with effect from 1st September 1974

Reckonable or adjusted service or age point	*Standard scale of annual pay*	*Transitional scales of annual pay*			
		Aged 18 or 19 on entry	*Aged 20 on entry*	*Aged 21 on entry*	*Aged 22 or over on entry*
	£	£	£	£	£
Before completing 1 year of service	—	1,497	1,539	1,602	1,680
While under 19 years	1,425	—	—	—	—
On attaining 19 years	1,497	—	—	—	—
After 1 year of service	1,581	1,581	1,611	1,689	1,761
After 2 years of service	1,758	1,758	1,758	1,848	1,902
After 3 years of service	1,848	1,848	1,848	1,932	1,989
After 4 years of service	1,932	1,932	1,932	2,046	2,046
After 5 years of service	2,046	2,046	2,046	2,046	2,046
After 6 years of service	2,046	2,046	2,046	2,046	2,145
After 7 years of service	2,046	2,046	2,046	2,145	2,145
After 8 years of service	2,046	2,046	2,145	2,145	2,145
After 9 years of service	2,145	2,145	2,145	2,145	2,145
After 13 years of service	2,250	2,250	2,250	2,250	2,250
After 17 years of service	2,349	2,349	2,349	2,349	2,349

3. The scale of pay of a man or woman holding a rank above that of constable, not being a rank mentioned in Table A in paragraph 1, shall be such as shall be determined by the Secretary of State with the approval of the Minister for the Civil Service.

PART II

Supplementary Pay

1. The annual pay of a man or woman holding a rank referred to in the first column of the following Table C, determined in accordance with Part I of this Schedule and increased in accordance with Regulation 3 of the Royal Ulster Constabulary (Amendment) (No. 2) Regulations 1974, shall be further increased as hereinafter provided.

2. The increase shall be determined by reference to the person's basic annual pay, that is to say by reference to his annual pay determined in accordance with Part I of this Schedule, any increase in accordance with the said Regulation 3 being ignored, and the amount of the increase shall be that specified in the third column of the following Table C opposite the amount of his basic annual pay as set out in the second column of the said Table.

TABLE C

with effect from 1st September 1974

Rank	*Basic annual pay*	*Supplementary annual pay*
	£	£
Chief Inspector	3,204	201
	3,306	207
	3,405	216
	3,513	222
	3,558	225
Inspector	2,808	216
	2,904	225
	3,015	231
	3,117	240
	3,162	243
Sergeant	2,388	201
	2,484	210
	2,571	216
	2,664	225
	2,745	231
Constable	1,425	129
	1,497	135
	1,539	141
	1,581	144
	1,602	147
	1,611	147
	1,680	153
	1,689	153
	1,758	159
	1,761	159
	1,848	168
	1,902	174
	1,932	177
	1,989	180
	2,046	186
	2,145	195
	2,250	204
	2,349	213

3. In the case of a man or woman holding a rank not higher than that of superintendent but not mentioned in Table C in paragraph 2, his annual pay determined as mentioned in paragraph 1 shall be increased by such amount as shall be determined by the Secretary of State with the approval of the Minister for the Civil Service.

PART III

Scales of pay for former County and District Inspectors — Men

TABLE

with effect from 1st September 1974

Service in rank	*Ranks and rates of annual pay*	
	County Inspector	*District Inspector*
	£	£
Under 1 year	5,424	3,738
After 1 year	5,622	3,867
„ 2 years	5,817	3,999
„ 3 „	6,012	4,128
„ 4 „	6,201	4,275
„ 5 „	6,393	4,416
„ 6 „		4,560
„ 7 „		4,713
„ 8 „		4,863
„ 9 „		5,016
„ 10 „		5,169

APPENDIX 2

Schedule substituted for Schedule 5 to the Principal Regulations

SCHEDULE 5 Regulations 48 and 49

Detective Duty and Supplementary Detective Allowances

1. A detective duty allowance payable under Regulation 48 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.

TABLE A

Detective Duty Allowance with effect from 1st September 1974

Rank	*Annual rate*
	£
Superintendent	393
Chief Inspector	339
Inspector	300
Sergeant	258
Constable	192

2. A supplementary detective allowance payable under Regulation 49 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 49(1) is less than 12 hours a week, in the second column thereof;

(*b*) where the said overtime is 12 hours or more, in the third column thereof.

TABLE B

Supplementary Detective Allowance with effect from 1st September 1974

Rank	*Annual rate*	
	8 to 12 hours qualifying overtime	*12 or more hours qualifying overtime*
	£	£
Chief Inspector	282	507
Inspector	249	447
Sergeant	213	384
Constable	159	285

EXPLANATORY NOTE

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

These Regulations amend the Royal Ulster Constabulary Regulations 1973.

First, they provide for increases in rates of pay and the rates at which certain allowances are payable; the Regulations of 1973 provided that the rates applicable in the case of women members should be lower than those applicable in the case of men but the present Regulations provide for uniform increased rates, applicable to men and women alike. Secondly, they assimilate the provisions relating to the normal daily period of duty of men and of women. Thirdly, they make special provision for persons transferred to the force under the Policing of Airports Act 1974.

Regulations 6, 7 and 11 provide for increases in the pay of a member holding a rank not higher than that of superintendent. Except in the case of superintendents, they provide that pay shall comprise two elements, namely, basic pay and supplementary pay. Only basic pay is to be taken into account in calculating an allowance other than a temporary duty allowance, which falls to be calculated by reference to pay (e.g. an overtime allowance). The "threshold" increases in pay provided for by Regulation 3 of the Royal Ulster Constabulary (Amendment) (No. 2) Regulations 1974 (amended by Regulation 13 of the present Regulations) are not, however, incorporated in the new scales and pay calculated in accordance with those scales will continue to attract "threshold" increases. Regulation 10 provides that the pay of a member nominated for a university course who has to reside in the City of London or metropolitan police district shall be increased by £74 instead of by £50; this increase has effect as from 7th November 1973. Regulation 12 increases the rates at which detective duty and supplementary detective allowances are payable.

Regulation 5 removes the discretion given by the Regulations of 1973 to the Police Authority to substitute, in the case of women performing patrol duty, a normal daily period of duty of 7 or $7\frac{1}{2}$ hours for the standard period of 8 hours. It also provides that such women shall have the same period for refreshment as men.

Regulations 4, 8 and 9 relate to persons transferred by an order under section 6 of the Policing of Airports Act 1974 from an aerodrome constabulary (defined in Regulation 3) to the force. Their previous service is to be taken into account for the purposes of the period of probation in the rank of constable and for the purposes of pay and annual leave.

Regulation 10(*a*) has effect as from 7th November 1973 and Regulations 6, 7, 10(*b*), 11, 12, 13 and Appendices 1 and 2 as from 1st September 1974. (Retrospection is authorised by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962).

The other Regulations have effect from 1st February 1975.