1953 No. 736 (S. 65)

The Special Constables (Pensions) (Scotland) Order, 1953

Made - - - -	30*th April*, 1953
Laid before Parliament	1*st May*, 1953
Coming into Operation	6*th May*, 1953

At the Court at Windsor Castle, the 30th day of April, 1953

Present,

The Queen's Most Excellent Majesty in Council

Whereas by the Special Constables Act, 1914(a), as amended by the Special Constables Act, 1923(b), power is conferred on Her Majesty to make, by Order in Council, regulations with respect to the appointment and position of special constables appointed under the Burgh Police (Scotland) Act, 1892(c), or any local Act or the Special Constables (Scotland) Act, 1914(d), and by these regulations to make such provision as is mentioned in the said Special Constables Act, 1914, as so amended:

And Whereas under section 2 of the Pensions (Increase) Act, 1952(e), any such regulations made within one year after the passing of that Act making provisions for increasing any pension to which those regulations apply may be made so as to take effect from such date as may be specified therein not being earlier than the first day of October, nineteen hundred and fifty-two:

Now, therefore, Her Majesty is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation and Commencement

1. This Order may be cited as the Special Constables (Pensions) (Scotland) Order, 1953, and shall come into operation on the sixth day of May, 1953.

Effect of Provisions

2. The provisions of this Order other than the provisions relating to Regulation 63 of the Police Pensions (Scotland) Regulations 1949(f) shall have effect as from the first day of October, 1952.

Amendments of the Special Constables (Pensions) (Scotland) Order, 1950

3. In the application of the Police Pensions (Scotland) Regulations, 1949 (as amended by the Police Pensions (Scotland) Regulations, 1951(g)) to the calculation of the pension of the widow of a special constable or the allowance of the child of a special constable under the Special Constables (Pensions) (Scotland) Order, 1950(h) (as amended by the Special Constables (Pensions) (Scotland) Order, 1952(i)), those regulations shall apply as further amended by the Police Pensions (Scotland) Regulations, 1952(j) (which amendments relate to increases in awards) and accordingly—

(*a*) in Article 1 of the Special Constables (Pensions) (Scotland) Order, 1950 (as amended by Article 1 of the Special Constables (Pensions)

(a) 4 & 5 Geo. 5. c. 61.
(b) 13 & 14 Geo. 5. c. 11.
(c) 55 & 56 Vict. c. 55.
(d) 4 & 5 Geo. 5. c. 53.
(e) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 45.
(f) S.I. 1949/1240; 1949 I, p. 3401.
(g) S.I. 1951/2189; 1951 II, p. 229.
(h) S.I. 1950/674; 1950 II, p. 362.
(i) S.I. 1952/465; 1952 II, p. 2603.
(j) S.I. 1952/2177; 1952 II, p. 2594.

(Scotland) Order, 1952), in which the expression " the principal Regulations " is defined, after the words " and 42 " there shall be inserted the words " and 63 ", and after the words " the Police Pensions (Scotland) Regulations, 1951 " there shall be inserted the words " and the Police Pensions (Scotland) Regulations, 1952 " ;

(*b*) in Article 2 of the said Order of 1950 after the words " Regulations 18 and 19 " there shall be inserted the words " 63 and paragraph (1) of Regulation 63A " ;

(*c*) in Article 3 of the said Order of 1950 for the words " and 25 " there shall be substituted the words " 25, 63 and paragraph (1) of Regulation 63A ".

Amendments of the Special Constables (Pensions) (Scotland) Order, 1949, in so far as it continues to have effect under Regulation 11 of the Special Constables (Pensions) (Scotland) Order, 1950

4. In the application of the Police Pensions (Scotland) Regulations, 1948(**a**) (as amended by the Police Pensions (Scotland) (Amendment) Regulations, 1948(**b**), the Police Pensions (Scotland) Regulations, 1949, and the Police Pensions (Scotland) Regulations, 1951) to the calculation of the pension of the widow of a special constable or the allowance to the child of a special constable under the Special Constables (Pensions) (Scotland) Order, 1949(**c**) (as amended by the Special Constables (Pensions) (Scotland) Order, 1950, and the Special Constables (Pensions) (Scotland) Order, 1952), those regulations shall apply as further amended by the Police Pensions (Scotland) Regulations, 1952 (which amendments relate to increases in awards), and accordingly—

(*a*) in paragraph (1) of Article II of the Special Constables (Pensions) (Scotland) Order, 1949, after the figures " (1), (5), (6) " there shall be inserted the figures " (6A), (6B) " ;

(*b*) in paragraph (6) of the said Article (as amended by Article II of the Special Constables (Pensions) (Scotland) Order, 1950, and Article 4 of the Special Constables (Pensions) (Scotland) Order, 1952), which defines the expression " the principal Regulations " after the words " the Police Pensions (Scotland) Regulations, 1951 " there shall be added the words " and the Police Pensions (Scotland) Regulations, 1952 ".

W. G. Agnew.

EXPLANATORY NOTE

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

The Special Constables (Pensions) (Scotland) Order, 1950, and the Special Constables (Pensions) (Scotland) Order, 1949, gave to special constables and their dependants certain pension benefits for which members of police forces and their dependants were eligible. The Police Pensions (Scotland) Regulations, 1952, provided for increases in widows' pensions and children's allowances in relation to members of police forces, and the present Order provides for similar increases in the pensions of widows and children of special constables.

(a) S.I. 1948/1530; 1948 I, p. 3503. (b) S.I. 1948/2828; 1948 I, p. 3546.
(c) S.I. 1949/1056; 1949 I, p. 3444.