1960 No. 1050 (S. 55)

The Special Constables (Pensions) (Scotland) Regulations, 1960

Made - - - -	16*th June*, 1960
Laid before Parliament	29*th June*, 1960
Coming into Operation	30*th June*, 1960

In exercise of the powers conferred on me by section eleven of the Police (Scotland) Act, 1956(a), and by subsection (1) of section four of the Pensions (Increase) Act, 1959(b), and of all other powers enabling me in that behalf, and no representations having been made to me in pursuance of subsection (6) of the said section eleven, I hereby make the following regulations:—

Citation and commencement

1.—(1) These Regulations shall come into operation on the thirtieth day of June, 1960, and shall take effect as from the first day of August, 1959.

(2) These Regulations may be cited as the Special Constables (Pensions) (Scotland) Regulations, 1960.

Amendment of the Special Constables (Pensions) (Scotland) Order, 1955, relating to widows' pensions and children's allowances

2.—(1) In the application of the Police Pensions (Scotland) Regulations, 1955(c), (as amended by the Police Pensions (Scotland) Regulations, 1956(d), the Police Pensions (Scotland) (No. 2) Regulations, 1956(e), the Police Pensions (Scotland) (No. 3) Regulations, 1956(f), and the Police Pensions (Scotland) Regulations, 1958(g)), to the calculation of the pension of a widow or the allowance of a child of a special constable under the Special Constables (Pensions) (Scotland) Order, 1955(h), (as amended by the Special Constables (Pensions) (Scotland) Regulations, 1957(i), the Special Constables (Pensions) (Scotland) Regulations, 1958(j), and the Special Constables (Pensions) (Scotland) Regulations, 1959 (k)), those Regulations shall apply as further amended by the Police Pensions (Scotland) Regulations, 1959 (l), (which amendments relate to increases in widows' pensions and children's allowances).

(2) In accordance with paragraph (1) of this Regulation—

(*a*) in Article 1 of the said Order of 1955 (in which, as amended by Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1957, and Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1958, the expression "principal Regulations" is defined) after the words "the Police Pensions (Scotland) Regulations, 1958" there shall be inserted the words "and the Police Pensions (Scotland) Regulations, 1959";

(a) 4 & 5 Eliz. 2. c. 26.
(b) 7 & 8 Eliz. 2. c. 50.
(c) S.I. 1955/485 (1955 II, p. 1959).
(d) S.I. 1956/434 (1956 II, p. 1842).
(e) S.I. 1956/1180 (1956 II, p. 1851).
(f) S.I. 1956/2111 (1956 II, p. 1866).
(g) S.I. 1958/56 (1958 II, p. 1932).
(h) S.I. 1955/703 (1955 II, p. 1895).
(i) S.I. 1957/743 (1957 II, p. 1892).
(j) S.I. 1958/499 (1958 II, p. 1945).
(k) S.I. 1959/586 (1959 II, p. 2123).
(l) S.I. 1959/2181 (1959 II, p. 2111).

(*b*) in Article 2 of the said Order of 1955 (which, as amended by Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1957, relates to a widow's special pension) for the words "and Regulation 66A" there shall be substituted the words "Regulation 66A and Regulation 66B"; and

(*c*) in Article 3 of the said Order of 1955 (which, as amended by Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1957, relates to a child's special allowance) for the words "and Regulation 66A" there shall be substituted the words "Regulation 66A and Regulation 66B".

Amendment of the Special Constables (Pensions) (Scotland) Order, 1950, in so far as it continues to have effect under Article 10 of the Special Constables (Pensions) (Scotland) Order, 1955, relating to widows' pensions and children's allowances

3.—(1) In the application of the Police Pensions (Scotland) Regulations, 1949(**a**), (as amended by the Police Pensions (Scotland) Regulations, 1950(**b**), the Police Pensions (Scotland) Regulations, 1951(**c**), the Police Pensions (Scotland) Regulations, 1952(**d**), the Police Pensions (Scotland) Regulations, 1953(**e**), the Police Pensions (Scotland) (No. 2) Regulations, 1955(**f**), the Police Pensions (Scotland) (No. 2) Regulations, 1956, the Police Pensions (Scotland) (No. 3) Regulations, 1956, and the Police Pensions (Scotland) Regulations, 1958), to the calculation of the pension of the widow or the allowance of a child of a special constable under the Special Constables (Pensions) (Scotland) Order, 1950(**g**), (as amended by the Special Constables (Pensions) (Scotland) Order, 1952(**h**), the Special Constables (Pensions) (Scotland) Order, 1953(**i**), the Special Constables (Pensions) (Scotland) Order, 1954(**j**), the Special Constables (Pensions) (Scotland) (No. 2) Order, 1955(**k**), the Special Constables (Pensions) (Scotland) Regulations, 1957, and the Special Constables (Pensions) (Scotland) Regulations, 1958), those Regulations shall apply as further amended by the Police Pensions (Scotland) Regulations, 1959 (which amendments relate to increases in widows' pensions and children's allowances).

(2) In accordance with paragraph (1) of this Regulation—

(*a*) in Article 1 of the said Order of 1950 (in which, as amended by Article 1 of the Special Constables (Pensions) (Scotland) Order, 1952, Article 3 of the Special Constables (Pensions) (Scotland) Order, 1953, Article 1 of the Special Constables (Pensions) (Scotland) Order, 1954, Article 1 of the Special Constables (Pensions) (Scotland) (No. 2) Order, 1955, Regulation 3 of the Special Constables (Pensions) (Scotland) Regulations, 1957, and Regulation 2 of the Special Constables (Pensions) (Scotland) Regulations, 1958, the expression "principal Regulations" is defined) after the words "the Police Pensions (Scotland) Regulations, 1958" there shall be added the words "and the Police Pensions (Scotland) Regulations, 1959";

(*b*) in Article 2 of the said Order of 1950 (which, as amended by Article 3 of the Special Constables (Pensions) (Scotland) Order, 1953 and Regulation 3 of the Special Constables (Pensions) (Scotland) Regulations, 1957, relates to a widow's special pension) for the words "and Regulation

(**a**) S.I. 1949/1240 (1949 I, p. 3401).
(**b**) S.I. 1950/764 (1950 II, p. 353).
(**c**) S.I. 1951/2189 (1951 II, p. 229).
(**d**) S.I. 1952/2177 (1952 II, p. 2594).
(**e**) S.I. 1953/1833 (1953 II, p. 1594).
(**f**) S.I. 1955/486 (1955 II, p. 2006).
(**g**) S.I. 1950/674 (1950 II, p. 362).
(**h**) S.I. 1952/465 (1952 II, p. 2603).
(**i**) S.I. 1953/736 (1953 II, p. 1597).
(**j**) S.I. 1954/485 (1954 II, p. 1796).
(**k**) S.I. 1955/704 (1955 II, p. 1900).

63B " there shall be substituted the words " Regulation 63B and Regulation 63C ";

(*c*) in Article 3 of the said Order of 1950 (which, as amended by Article 3 of the Special Constables (Pensions) (Scotland) Order, 1953 and Regulation 3 of the Special Constables (Pensions) (Scotland) Regulations, 1957, relates to a child's special allowance) for the words " and Regulation 63B " there shall be substituted the words " Regulation 63B and Regulation 63C ".

Amendment of the Special Constables (Pensions) (Scotland) Order, 1949, in so far as it continues to have effect under Article 11 of the Special Constables (Pensions) (Scotland) Order, 1950, relating to widows' pensions and children's allowances

4.—(1) 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, the Police Pensions (Scotland) Regulations, 1951, the Police Pensions (Scotland) Regulations, 1952, the Police Pensions (Scotland) Regulations, 1953, the Police Pensions (Scotland) (No. 2) Regulations, 1955, the Police Pensions (Scotland) (No. 2) Regulations, 1956, the Police Pensions (Scotland) (No. 3) Regulations, 1956, and the Police Pensions (Scotland) Regulations, 1958), to the calculation of the pension of the widow or the allowance of a child of a special constable under the Special Constables (Pensions) (Scotland) Order, 1949(**c**), (as amended by the Special Constables (Pensions) (Scotland) Order, 1950, the Special Constables (Pensions) (Scotland) Order, 1952, the Special Constables (Pensions) (Scotland) Order, 1953, the Special Constables (Pensions) (Scotland) Order, 1954, the Special Constables (Pensions) (Scotland) (No. 2) Order, 1955, the Special Constables (Pensions) (Scotland) Regulations, 1957, and the Special Constables (Pensions) (Scotland) Regulations, 1958) those Regulations shall apply as further amended by the Police Pensions (Scotland) Regulations, 1959 (which amendments relate to increases in widows' pensions and children's allowances).

(2) In accordance with paragraph (1) of this Regulation—

(*a*) in paragraph (1) of Article 11 of the Special Constables (Pensions) (Scotland) Order, 1949 (which, as amended by Article 4 of the Special Constables (Pensions) (Scotland) Order, 1953, relates to the application of certain provisions of the Police Pensions (Scotland) Regulations, 1948), after the reference to paragraph (6B) of Regulation 66 there shall be inserted a reference to paragraph (6C) of that Regulation; and

(*b*) in paragraph (6) of the said Article 11 (in which, as amended by Article 11 of the Special Constables (Pensions) (Scotland) Order, 1950, Article 4 of the Special Constables (Pensions) (Scotland) Order, 1952, Article 4 of the Special Constables (Pensions) (Scotland) Order, 1953, Article 3 of the Special Constables (Pensions) (Scotland) Order, 1954, Article 2 of the Special Constables (Pensions) (Scotland) (No. 2) Order, 1955, Regulation 4 of the Special Constables (Pensions) (Scotland) Regulations, 1957, and Regulation 3 of the Special Constables (Pensions)

(**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).

(Scotland) Regulations, 1958, the expression " principal Regulations " is defined), after the words " the Police Pensions (Scotland) Regulations, 1958 " there shall be added the words " and the Police Pensions (Scotland) Regulations, 1959 ".

Dated this sixteenth day of June, 1960.

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

These Regulations, which are made under section 11 of the Police (Scotland) Act, 1956, and section 4 (1) of the Pensions (Increase) Act, 1959, amend the Special Constables (Pensions) (Scotland) Order, 1955, the Special Constables (Pensions) (Scotland) Order, 1950, and the Special Constables (Pensions) (Scotland) Order, 1949, which gave to special constables and their dependants certain pension benefits for which members of police forces and their dependants were eligible. Regulation 2 amends the Order of 1955, which relates to awards made on and after 9th May, 1955; Regulation 3 amends the Order of 1950, which relates to awards made between 16th May, 1950, and 9th May, 1955, and Regulation 4 amends the Order of 1949, which relates (as regards dependants) to awards made before 16th May, 1950.

The Police Pensions (Scotland) Regulations, 1959, provided that the above-mentioned benefits payable to the dependants of members of police forces should be increased as from 1st August, 1959 (the appointed day for the purposes of the Pensions (Increase) Act, 1959), by amounts calculated by reference to that Act. The present Regulations make similar provision in relation to the dependants of special constables with effect (as provided, in exercise of the power conferred by section 4 (1) of the 1959 Act, by Regulation 1 (1)) from the same date.