STATUTORY INSTRUMENTS

1961 No. 618 (S. 37)

POLICE

The Special Constables (Pensions) (Scotland) Regulations, 1961

Made - - - -	28*th March*, 1961
Laid before Parliament	30*th March*, 1961
Coming into Operation	3*rd April*, 1961

In exercise of the powers conferred on me by section 11 of the Police (Scotland) Act, 1956(a), 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 11, I hereby make the following regulations:—

Citation and commencement

1. These regulations may be cited as the Special Constables (Pensions) (Scotland) Regulations, 1961, and shall come into operation on the 3rd day of April, 1961.

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(b), (as amended by the Police Pensions (Scotland) Regulations, 1956(c), the Police Pensions (Scotland) (No. 2) Regulations, 1956(d), the Police Pensions (Scotland) (No. 3) Regulations, 1956(e), the Police Pensions (Scotland) Regulations, 1958(f), and the Police Pensions (Scotland) Regulations, 1959(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), the Special Constables (Pensions) (Scotland) Regulations, 1959(k), and the Special Constables (Pensions) (Scotland) Regulations, 1960(l)), those regulations shall apply as further amended by the Police Pensions (Scotland) (Amendment) Regulations, 1961(m), (which amendments relate to increases in widows' pensions and children's allowances).

(2) In accordance with paragraph (1) of this regulation, in Article 1 of the said Order of 1955 (in which, as amended by Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1957, Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1958 and Regulation 2 of the Special Constables (Pensions) (Scotland) Regulations, 1960, the expression "principal Regulations" is defined) after the words "the Police Pensions (Scotland) Regulations, 1959" there shall be inserted the words "and the Police Pensions (Scotland) (Amendment) Regulations, 1961".

Amendment of the Special Constables (Pensions) (Scotland) Order, 1955, relating to notional average pensionable pay

3.—(1) For the Tables to the Schedule to the Special Constables (Pensions) (Scotland) Order, 1955 (which, as amended by Regulation 2 of

(a) 4 & 5 Eliz. 2. c. 26.
(b) S.I. 1955/485 (1955 II, p. 1959).
(c) S.I. 1956/434 (1956 II, p. 1842).
(d) S.I. 1956/1180 (1956 II, p. 1851).
(e) S.I. 1956/2111 (1956 II, p. 1866).
(f) S.I. 1958/56 (1958 II, p. 1932).
(g) S.I. 1959/2181 (1959 II, p. 2111).
(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. 1960/1050 (1960 II, p. 2759).
(m) S.I. 1961/615 (*See* p. 1357 of this Pt.).

the Special Constables (Pensions) (Scotland) Regulations, 1957 and Regulation 1 of the Special Constables (Pensions) (Scotland) Regulations, 1959, relates to the calculation of awards) there shall be substituted the following Tables:—

" FIRST TABLE

Men

Period during which office ceased to be held	Average pensionable pay or average pensionable pay for period of a week	Increment	Maximum
Before 20th December, 1945	70s. a week	1s.	—
On or after 20th December, 1945, but before 21st May, 1947	90s. a week	1s. 6d.	117s. a week
On or after 21st May, 1947, but before 1st July, 1949	105s. a week	1s. 6d.	132s. a week
On or after 1st July, 1949, but before 3rd August, 1951	£330 a year	£5	£420 a year
On or after 3rd August, 1951, but before 14th January, 1954	£400 a year	£5	£505 a year
On or after 14th January, 1954, but before 8th September, 1955	£445 a year	£5	£550 a year
On or after 8th September, 1955, but before 1st February, 1957	£475 a year	£7 10s.	£640 a year
On or after 1st February, 1957, but before 22nd April, 1958...	£490 a year	£7 10s.	£660 a year
On or after 22nd April, 1958, but before 1st September, 1960	£510 a year	£8 5s.	£695 a year
On or after 1st September, 1960	£600 a year	£17	£970 a year

SECOND TABLE

Women

Period during which office ceased to be held	Average pensionable pay or average pensionable pay for period of a week	Increment	Maximum
Before 20th December, 1945	70s. a week	1s.	—
On or after 20th December, 1945, but before 21st May, 1947	90s. a week	1s. 6d.	117s. a week
On or after 21st May, 1947, but before 1st July, 1949	105s. a week	1s. 6d.	132s. a week
On or after 1st July, 1949, but before 3rd August, 1951	£290 a year	£5	£380 a year
On or after 3rd August, 1951, but before 14th January, 1954	£355 a year	£5	£455 a year
On or after 14th January, 1954, but before 8th September, 1955	£395 a year	£5	£495 a year
On or after 8th September, 1955, but before 1st February, 1957	£425 a year	£7 10s.	£575 a year
On or after 1st February, 1957, but before 22nd April, 1958...	£440 a year	£7 10s.	£595 a year
On or after 22nd April, 1958, but before 1st September, 1960	£460 a year	£8 5s.	£625 a year
On or after 1st September, 1960	£540 a year	£17	£875 a year "

(2) Nothing in this regulation shall affect any award which first became payable under the said Order of 1955 before the 3rd day of April, 1961.

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

4.—(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, the Police Pensions (Scotland) Regulations, 1958 and the Police Pensions (Scotland) Regulations, 1959), 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, the Special Constables (Pensions) (Scotland) Regulations, 1958 and the Special Constables (Pensions) (Scotland) Regulations, 1960), those regulations shall apply as further amended by the Police Pensions (Scotland) (Amendment) Regulations, 1961, (which amendments relate to increases in widows' pensions and children's allowances).

(2) In accordance with paragraph (1) of this regulation, 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, Regulation 2 of the Special Constables (Pensions) (Scotland) Regulations, 1958 and Regulation 3 of the Special Constables (Pensions) (Scotland) Regulations, 1960, the expression "principal Regulations" is defined) after the words "the Police Pensions (Scotland) Regulations, 1959," there shall be added the words "and the Police Pensions (Scotland) (Amendment) Regulations, 1961".

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

5.—(1) In the application of the Police Pensions (Scotland) Regulations, 1948(l), (as amended by the Police Pensions (Scotland) (Amendment) Regulations, 1948(m), the Police Pensions (Scotland) Regulations, 1949, the Police Pensions (Scotland) Regulations, 1951, the Police Pensions (Scotland)

(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).
(l) S.I. 1948/1530 (1948 I, p. 3503).
(m) S.I. 1948/2828 (1948 I, p. 3546).

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, the Police Pensions (Scotland) Regulations, 1958 and the Police Pensions (Scotland) Regulations, 1959) 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(a), (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, the Special Constables (Pensions) (Scotland) Regulations, 1958 and the Special Constables (Pensions) (Scotland) Regulations, 1960) those regulations shall apply as further amended by the Police Pensions (Scotland) (Amendment) Regulations, 1961, (which amendments relate to increases in widows' pensions and children's allowances).

(2) In accordance with paragraph (1) of this regulation, in paragraph (6) of Article 11 of the Special Constables (Pensions) (Scotland) Order, 1949, (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, Regulation 3 of the Special Constables (Pensions) (Scotland) Regulations, 1958, and Regulation 4 of the Special Constables (Pensions) (Scotland) Regulations, 1960, the expression "principal Regulations" is defined) after the words "the Police Pensions (Scotland) Regulations, 1959" there shall be added the words "and the Police Pensions (Scotland) (Amendment) Regulations, 1961".

Dated this 28th day of March, 1961.

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, 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. Regulations 2 and 3 amend the Order of 1955, which relates to awards made on and after 9th May, 1955; Regulation 4 amends the Order of 1950, which relates to awards

(a) S.I. 1949/1056 (1949 I, p. 3444).

made between 16th May, 1950 and 9th May, 1955, and Regulation 5 amends the Order of 1949, which relates (as regards dependants) to awards made before 16th May, 1950.

The Police Pensions (Scotland) (Amendment) Regulations, 1961, provided for larger discretionary increases in awards made to widows and children of members of police forces and adjusted the extent of the abatement of a widow's pension by a national insurance widowed mother's allowance. Regulations 2, 4 and 5 of these regulations make similar provision in relation to awards to widows and children of special constables.

Regulation 3 of these regulations provides for an increase in the notional average pensionable pay of a special constable ceasing to hold that office on or after 1st September, 1960, when an award calculated on that pay first becomes payable on or after 3rd April, 1961.