

1986 No. 118

POLICE

Royal Ulster Constabulary (Amendment) Regulations 1986

Made 24th April 1986

Coming into operation 1st June 1986

To be laid before Parliament

The Secretary of State, in pursuance of 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 after taking into account the recommendations made by the Police Negotiating Board for the United Kingdom and furnishing that Board with a draft of the regulations in accordance with section 2(1) of the Police Negotiating Board Act 1980(c), hereby with the concurrence of the Treasury makes the following regulations:—

Citation, operation and effect

1.—(1) These regulations may be cited as the Royal Ulster Constabulary (Amendment) Regulations 1986.

(2) These regulations shall come into operation on 1st June 1986 and shall have effect for the purposes of regulation 4 as from 1st November 1985.

Interpretation

2. In these regulations any reference to the principal regulations is a reference to the Royal Ulster Constabulary Regulations 1984(d).

Public holidays and rest days for lower ranks

3. In paragraph (6) of regulation 21 of the principal regulations there shall be inserted immediately before the word "holiday" the word "public".

Removal allowance

4. There shall be inserted after paragraph (8) of regulation 43 of the principal regulations the following provision:—

“(8A) Where a member has been requested by the chief constable, in the interests of the efficiency of the force, to move his home, and—

- (a) the member has, in consequence, in connection with the contemplated disposal of his home and acquisition of a new home, incurred any expenses; and
- (b) he would, if he had moved his home, been reimbursed those expenses by the Police Authority in pursuance of paragraph (1)(b) or (c); but
- (c) in consequence of a subsequent decision of the chief constable, the member does not in fact move his home,

(a) 1970 c. 9 (N.I.) as modified by S.I. 1973/2163 and S.I. 1981/1670

(b) 1962 c. 7 (N.I.)

(c) 1980 c. 10

(d) S.R. 1984 No. 62 as amended by S.R. 1985 No. 292

he shall be entitled, notwithstanding that he has not moved his home, to be reimbursed those expenses by the Police Authority.”.

Annual leave

5. There shall be inserted after paragraph 3A of Schedule 3 to the principal regulations the following provision:—

“3B.—(1) Where a member has been recalled to duty from a period of absence from duty to which this paragraph applies, he shall be granted, in compensation for being recalled to duty on any day during that period which is a day of annual leave or a day taken off in lieu of overtime—

- (a) if he was so recalled to duty for 1 or 2 days (whether or not in the latter case those days form a single period), an additional 2 days’ annual leave in respect of each such day for which he was so recalled; or
- (b) if he was so recalled to duty for 3 or more days (whether or not forming a single period), an additional 2 days’ annual leave in respect of each of the first 2 such days for which he was so recalled, and an additional 1½ days’ annual leave in respect of each such day for which he was so recalled thereafter:

Provided that this shall not apply to a recall prior to 1st April 1985.

(2) This paragraph applies to a period of absence from duty of 3 or more days, where at least one of those days is a day of annual leave and the other days, if not days of annual leave, are rostered rest days, days taken off in lieu of overtime; public holidays (or days taken off in lieu thereof) or monthly leave days, or any combination thereof.”.

Northern Ireland Office
24th April 1986

We concur
30th April 1986

Tom King
One of Her Majesty’s Principal
Secretaries of State

Tim Sainsbury
A. G. Hamilton
Two of the Lords Commissioners
of Her Majesty’s Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations amend the Royal Ulster Constabulary Regulations 1984 (the principal regulations) with effect from 1st June 1986 in the case of regulations 3 and 5 and from 1st November 1985 in the case of regulation 4.

Regulation 3 corrects a drafting slip in regulation 21(6) of the principal regulations (as substituted by the Royal Ulster Constabulary (Amendment No. 2) Regulations 1985 (S.R. 1985 No. 292)).

Regulation 4 supplements the provision for the payment of removal allowance to members by the Police Authority under regulation 43 of the principal regulations by provision for the payment of expenses where a proposed removal that would have qualified for such a payment is cancelled at the instance of the chief constable.

Regulation 5 provides for additional compensatory leave where a member has been recalled to duty on a day of annual leave or a day taken off in lieu of overtime; it does not apply to a recall prior to 1st April 1985.

Retrospective effect is authorised by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962.