

- (v) such other expenses as may be determined by the Ministry of Home Affairs with the consent of the Ministry of Finance, to arise out of and to be incidental to the inspection of Weights and Measures by members of the Force.

3. The balance of fees, after deduction of the amounts as aforesaid, shall be deemed to be fees applicable to the Fund under paragraph 6 (d) of the Principal Regulations and shall be accounted for in each Financial Year as follows, that is to say :—

- (i) There shall be paid from the Fund to each Inspector such annual sum or sums as may be fixed from time to time by the Ministry of Home Affairs with the consent of the Ministry of Finance, but the aggregate amount of such payments in respect of any Financial Year shall not exceed the balance of fees transferred to the Fund in the same period, and varying sums may be paid in respect of varying districts.
- (ii) The balance (if any) after the said payments have been made shall be annually merged in the Reward Fund and be applied to the purposes of the Fund as provided in the Principal Regulations.

4. These Regulations may be cited as the “Royal Ulster Constabulary Reward Fund Regulations, 1924.”

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 20th day of May, 1924.

H. M. Pollock,
Minister of Finance.

SPECIAL CONSTABULARY.

Pensions.

MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT, 1914, AS AMENDED BY SECTION 8 OF THE CONSTABULARY ACT (N. I.) 1922.

1924. No. 109.

WHEREAS by the Special Constables' Act, 1914⁽¹⁾, as adapted by Article 5 (3) of the Government of Ireland (Adaptation of Enactments) No. 1 Order, 1922, and as extended and amended by Section 8 of the Constabulary Act (Northern Ireland) 1922⁽²⁾, power is conferred on the Minister of Home Affairs for Northern Ireland, to make regulations with respect to the appointment and position of Special Constables in Northern Ireland, now, therefore, I The Right Honourable Sir Richard Dawson Bates, Minister of Home Affairs for Northern Ireland, do Order and it is hereby ordered as follows :—

(1) 4 and 5 Geo. 5, c. 61.

(2) 12 and 13 Geo. 5 (N.I.) c. 8.

Short Title.

1. This Order may be cited as the Ulster Special Constabulary Pensions Order; 1924.

Definitions.

2.—(1) In this Order, except where the context otherwise requires, the following expressions shall have the respective meanings hereby assigned to them :—

“ The Force ” means the Ulster Special Constabulary.

“ Member of the Force ” means a full or part time member unless the context otherwise implies.

A “ part time member ” means a member who is not ordinarily required to perform whole-time service save on mobilisation or during training.

“ Inspector General ” means the Inspector General of the Royal Ulster Constabulary.

“ Constable ” means a constable of the force and includes a head constable major, head constable, sergeant and acting sergeant of the force.

“ Officer ” means a member of the force, of higher rank than head constable major.

“ Medical Officer ” means a duly qualified medical practitioner selected by the Ministry with the approval of the Ministry of Finance.

“ Command Allowance ” means the allowance authorised for a member of the Special Constabulary above the rank of Constable for the discharge of the duties of such rank.

“ The Ministry ” means the Ministry of Home Affairs.

“ The Existing Acts ” means the Constabulary Act (Northern Ireland), 1922, and the enactments relating to the Special Constabulary as applied by that Act.

(2) The Interpretation Act (Northern Ireland), 1921, applies to this Order as it applies to the interpretation of an Act of Parliament.

Pensions and Gratuities of Members of the Force.

3.—(1) Subject to the provisions of this Order, every member of the force :—

(a) if at any time he is incapacitated for the performance of his duty by infirmity of mind or body occasioned by an injury received in the execution of his duty without his own default, shall be entitled on a medical certificate to retire and receive a pension for life or a special gratuity as the case may be ; and

(b) if at any time from the date of this Order he is incapacitated for the performance of his duty by infirmity of mind or body not occasioned by such injury as aforesaid, shall be entitled on a medical certificate to retire and receive an ordinary gratuity.

(2) No gratuity shall be payable to a member of the force who retires before the completion of six months' approved

Service, unless the incapacity is due to injury received on duty or to ill-health attributable to duty.

Power to Award Gratuity in lieu of Pension in certain Cases.

4. Where a pension has been or may be awarded to a member of the force as the result of an injury received in the execution of his duty without his own default prior to the date of this Order, and the proportion which the degree of the permanent disablement bears to total disablement is certified by the Medical Officer to be less than 20 per cent., the Ministry with the consent of the pensioner and with the sanction of the Ministry of Finance, may grant a special gratuity at such rates as may be fixed with the consent of the Ministry of Finance in lieu of pension.

Pensions and Gratuities of Widows.

5. Subject to the provisions of this Order:—

- (a) where a member of the force who has completed five years' approved Service, dies whilst serving in the force or whilst in receipt of a pension from the force or in consequence of any disease or injury on account of which he retired from the force, his widow shall be entitled to a widow's ordinary pension; and
- (b) where in any case a member of the force dies whilst serving in the force from the effects of an injury received in the execution of his duty without his own default, or having been granted a pension in respect of any such injury, dies from the effects of such injury his widow shall be entitled where the injury was accidental to a widow's ordinary pension, and where the injury was non-accidental to a widow's special pension; and
- (c) where at any time from the date of this Order a member of the force dies whilst serving in the force and his widow is not entitled to a pension under this Order, his widow shall be entitled to a gratuity; and
- (d) where a widow is entitled to a pension under this Order and the Inspector General satisfies the Ministry and the Ministry of Finance that there are special reasons for the grant of a gratuity in lieu thereof the Ministry may, with her consent, grant her a gratuity accordingly.

Allowances and Gratuities of Children and Dependants.

6. Subject to the provisions of this Order—

- (a) Where a member of the force dies whilst in the force, or where a member of the force having been granted a pension dies within twelve months after the grant of the pension or at any time from the effects of an injury received in the execution of his duty without his own default, his children under sixteen years of age shall be entitled to allowances until they severally reach the age of sixteen years; and

- (b) Where the child of a member of the force is entitled to an allowance under this Order and the Inspector-General satisfies the Ministry and the Ministry of Finance that there are special reasons for the grant of a gratuity in lieu thereof, the Ministry may, with the consent of the man's widow, or, if he leaves no widow, the guardian of the child, grant a gratuity accordingly ; and
- (c) Where a member of the force dies whilst in the force or where a member of the force, having been granted a pension, dies within twelve months after the grant of the pension, or at any time from the effects of an injury received in the execution of his duty without his own default, on the recommendation of the Inspector-General the Ministry, with the consent of the Ministry of Finance, may, if it thinks fit, grant a gratuity to any relative who has been substantially dependent on him, having regard both to the amount contributed by the deceased and to the needs of the dependants.

Provided that this Article shall not operate prior to the date of this Order in cases where the death of the member of the force is due to ordinary illness.

Scales of Pensions, Allowances and Gratuities.

7. The pensions, allowances and gratuities payable under this Order shall be awarded by the Ministry with the consent of the Ministry of Finance and shall be in accordance with the scales and provisions contained in the First Schedule hereto, and the general rules contained in Part III. of that Schedule shall apply to such pensions, allowances and gratuities ;

Provided that where a member of the force or his widow, child or dependant receives any compensation in respect of the injury or death of the member, whether awarded under the Criminal Injuries (Ireland) Acts or awarded or paid otherwise, such compensation may be taken into account in assessing any pension, allowance or gratuity payable in respect of such injury or death, and where the compensation is received after assessment it may be taken into account and the assessment may be amended or cancelled accordingly, but no such amendment or cancellation will be made in the case of an injury in respect of which an award under the Criminal Injuries (Ireland) Acts is made where it is shown to the satisfaction of the Ministry and the Ministry of Finance that in assessing such compensation the Court had cognizance of the fact that a pension or gratuity had been or would be awarded under the terms of this Order without reference to the decision of the Court on such claim for compensation.

Hospital Treatment subsequent to Discharge on Pension.

8. Where a member of the Force has been awarded a pension or a special gratuity in consequence of an injury received on duty, and the Ministry is satisfied on the evidence of the Medical Officer

that the member's state of health, resulting from such injury, necessitates treatment in hospital subsequent to his discharge on pension or gratuity payment of hospital expenses may be made by the Ministry subject to such terms and conditions, including temporary re-assessment of pension or gratuity as may be determined from time to time by the Ministry with the consent of the Ministry of Finance.

Service to be Reckoned for Pension.

9.—(1) The service of a member of the force for the purposes of this Order shall be subject to such deductions in respect of sickness, misconduct, or neglect of duty as may be made therefrom in pursuance of the rules contained in the Second Schedule of this Order and the expression "approved service" shall, for the purposes of this Order, mean such service as may, after such deduction as aforesaid (if any), be certified by the Inspector-General to have been diligent and faithful service, subject, as regards part-time members to the provisions of Article 13 (4).

(2) Where a deduction is made from the service of a member of the force in respect of sickness, misconduct or neglect of duty, notice of the deduction shall be given to him as soon as may be after the occurrence of the cause for which the deduction is made; and he may appeal to the Inspector-General against any act of any superior officer which prevents him from reckoning any period of actual service as approved service, and any period of actual service allowed by the Inspector-General on such appeal shall be deemed to be approved service.

Continuous Service in two or more Forces.

10. Where a member of the Ulster Special Constabulary has previously served in the Royal Ulster Constabulary or the Royal Irish Constabulary or as a full time or part-time member of the Force for a period of not less than one year's approved service, such previous approved service shall be reckoned as approved service in the Force, for the purpose of calculating pension, allowance or gratuity.

The provision herein regarding one year's approved service shall not apply in the case of a pensioner rejoining the Force in the circumstances referred to in Article 14 (4) of this Order.

Discontinuous Service in the Ulster Special Constabulary.

11. Where a member of the Force who has retired from the Force without a pension re-joins or has re-joined the Force there shall be reckoned as approved Service the period of approved Service which he was entitled to reckon at the end of his previous service, if he repays to the Ministry the amount of any gratuity which may have been granted to him.

Service of Men belonging to Reserve Forces.

12. Where a member of the Force with the knowledge of the Inspector-General belongs to any Royal Naval Reserve Force or to the Army Reserve or Air Force Reserve, and is required for training or called into actual service or called out for training or for permanent service, he shall be entitled on returning to the force after the end of such training or service, to reckon any approved Service which he was entitled to reckon at the commencement of such training or service ; and his period of training or service and any period during which he was incapacitated for police duty owing to an injury received during his period of training or service without his own default shall be reckoned in the computation of the approved service.

Special Provisions Applicable to Part-Time Members of the Force.

13.—(1) A part-time member of the Force shall, for the purposes of calculation of the amount of pension, allowance or gratuity under this Order, be deemed to have been in receipt of such annual pay, including Command Allowance (if any) as would be paid to him on mobilization.

(2) Pensions, allowances and gratuities, as prescribed in articles 3, 5 and 6 shall not be awarded in respect of part-time service, unless the Ministry and the Ministry of Finance are satisfied, on the evidence of the Medical Officer, that the incapacity or death was the direct outcome of such service.

(3) In the case of a part-time member of the Force incapacity shall not be deemed to exist if his earning capacity in his ordinary profession trade or occupation (or in some analogous class of employment) is not impaired.

(4) In reckoning the approved service of such part-time member of the Force, the first four years of his service or any part thereof, on part-time duty or temporary mobilisation, shall be reckoned as one year's approved service and after the completion of four years part-time service, any subsequent year of such part-time service shall be reckoned as a half year's approved service.

Proof of Incapacity for Duty, Liability to Serve again and Revision of Pension.

14.—(1) Before granting a pension or gratuity on the ground that a member of the force is incapacitated by infirmity of mind or body for the performance of his duty the Ministry shall be satisfied by the evidence of the Medical Officer that the member is so incapacitated and that the incapacity is likely to be permanent.

The Ministry and the Ministry of Finance shall also be satisfied that the injury was received in the execution of duty, that it was received without the default of the applicant, and that the infirmity is attributable to the injury, and shall determine whether the injury was accidental or not, and the degree of disablement ; and, for the purpose of determining any of the said questions which ought to be determined on medical grounds, shall take the like evidence as above mentioned.

(2) Where any pension is granted on the ground of incapacity for the performance of duty, the Ministry shall, yearly or otherwise, satisfy itself that the incapacity continues, and unless the Ministry decides that such evidence is unnecessary, shall satisfy itself by the like evidence as above mentioned.

(3) In the event of the incapacity ceasing the Ministry on the recommendation of the Inspector General may cancel the pension.

(4) Where a pensioner whose incapacity has ceased serves again, the provisions of this Order shall apply as if he had not previously retired save that, except where the pension was granted in respect of a non-accidental injury received in the execution of duty he shall not reckon as approved service the time which elapsed between his former retirement and the commencement of his service.

(5) Any pension shall be granted for such period as may be fixed after report by the Inspector General of the circumstances of the case, by the Ministry with the consent of the Ministry of Finance, and, if at the expiration of that period the degree of disablement is unaltered, the pension shall, at the discretion of the Ministry, be either renewed from time to time or made permanent. If at any time the Ministry and the Ministry of Finance are satisfied by the evidence of the Medical Officer that the degree of the pensioner's disablement has substantially altered, the pension shall be reassessed according to the degree of disablement.

(6) If a member of the force or pensioner refuses or wilfully or negligently fails, when required by the Inspector General to be examined by the Medical Officer the Ministry on the report of the Inspector General and with the consent of the Ministry of Finance may deal with him in all respects as if it was satisfied by the evidence of the Medical Officer as to whether the member is incapacitated for the performance of duty, or, as the case may be, as to the degree of his disablement.

Power to Reduce Pension where Infirmity is due to Misconduct.

15. Where a member of the force retires on account of injury or infirmity of mind or body, and the Ministry and the Ministry of Finance are satisfied on medical or other evidence that the member has brought about or contributed to the injury

or infirmity by his own default or his vicious habits, the Ministry may with the consent of the Ministry of Finance reduce the amount of his pension or gratuity by an amount not exceeding one-half of that to which he would be otherwise entitled.

*Assignment of Pensions and Regulations as to Payment of Pensions,
&c.*

16. The following provisions shall have effect with respect to every pension, allowance and gratuity (in this Article referred to as a grant) payable under this Order to any person (in this Article referred to as the pensioner) :—

- (1) Every assignment of and charge on a grant, and every agreement to assign or charge a grant, shall except so far as made for the benefit of the family of the pensioner, be void, and on the bankruptcy of the pensioner the grant shall not pass to any trustee or other person acting on behalf of the creditors.
- (2) Where any sum is due from the pensioner to the Ministry or to any department of the government of Northern Ireland or to the Crown, the Ministry may deduct the amount of any such sum from the grant.
- (3) On the death of a pensioner to whom a sum not exceeding one hundred pounds is due on account of a grant, then, if the Ministry so directs, probate or other proof of the title of the personal representatives of the deceased may be dispensed with and the sum may be paid or distributed to or among the persons appearing to the Ministry to be beneficially entitled to the personal estate of the deceased pensioner or to or among any one or more of those persons, or in the case of the illegitimacy of the deceased pensioner, to or among such persons as the Ministry may think fit, and the Ministry and the Inspector General or any officer of the Inspector General or any member of the force making the payment shall be discharged from all liability in respect of any such payment or distribution.
- (4) Every grant which is a pension or allowance shall be paid, after the first instalment, in advance, except in the case of a refusal to quit police quarters or premises owned or rented by or on behalf of any department of the Government of Northern Ireland or to give up any equipment or to make any payment due to the Ministry ; but, where a person dies whilst in receipt of a grant paid in advance, no return shall be required of any payments which have been made in respect of any period after his death.

Forfeiture of Pension or Allowance.

17.—(1) A pension or allowance under this Order is granted only upon condition that it becomes forfeited and may be withdrawn by the Ministry on the report of the Inspector General on the circumstances of the case, with the consent of the Ministry of Finance, in any of the following cases, that is to say, if the grantee :—

- (a) is convicted of any offence and is sentenced to penal servitude or to imprisonment for a term exceeding three months ; or
- (b) knowingly associates with thieves or reputed thieves ; or
- (c) refuses to give to the police all information and assistance in the power of the grantee, for the detection of crime, for the apprehension of criminals, or for the suppression of any disturbance of the public peace ; or
- (d) enters into or continues to carry on any business, occupation or employment which is illegal, or in which the grantee has made use of the fact of former employment in the force in a manner which the Inspector General considers to be discreditable or improper ; or
- (e) supplies to any person or publishes in a manner which the Inspector General considers to be discreditable or improper any information which the grantee may have obtained in the course of employment in the force ; or
- (f) solicits or, without the consent of the Inspector General, accepts directly or indirectly any testimonial or gift of a pecuniary value on retirement from the force, or otherwise in connection with his service in the force ; or
- (g) enters into or continues in any business, occupation or employment as a private detective, after being prohibited to do so by the Inspector General on any reasonable grounds ; or
- (h) is guilty of any conduct which is illegal or in the opinion of the Inspector General and the Ministry disgraceful.

(2) Such forfeiture and withdrawal may affect the pension or allowance wholly or in part, and may be permanent or temporary as the Ministry on the report of the Inspector General with the consent of the Ministry of Finance may determine.

Suspension of Pension in case of Service in Another Force, Etc.

18.—(1) Where a person in receipt of a pension under this Order takes service in any police force or is appointed to any office remunerated out of moneys provided by Parliament or which is a public office within the meaning of the Superannuation Act 1892, either as originally enacted or applied to Northern Ireland by the Superannuation Acts (Northern Ireland) 1921-1923, the Ministry on the report of the Inspector General and with the consent of the Ministry of Finance may suspend his pension in whole or in part so long as he remains in that service or office.

(2) The Ministry on the report of the Inspector General may with the like consent cancel or reduce the pension which would otherwise have been payable under this Order to a widow, if the widow is in receipt of a pension from some police or other authority in respect of any such service or appointment as aforesaid taken or held by her husband, and may, with the like consent and in like circumstances, cancel or reduce any allowances which would otherwise have been payable to a child.

For the purposes of this Article "Parliament" shall include any Parliament in the British Islands.

19. If a member of the force is already in receipt of a pension or disbandment allowance from the Imperial Government in respect of service in the Royal Irish Constabulary or has commuted such pension or allowance, the amount of such pension or allowance shall be taken into consideration in the assessment of pension or gratuity under this Order.

Existing Acts.

20. The provisions of existing Acts shall in relation to the matters dealt with in this Order have effect subject to the Order and so far as inconsistent with the Order those provisions shall cease to have effect ;

Provided that nothing in this Order shall prejudice any existing right of dismissing a member of the force, or requiring him to retire as an alternative to dismissal, or reducing him to any lower rank or lower rate of pay, or shall prevent his claim to a pension from being refused on account of misconduct or on account of any of the grounds on which his pension, if granted, would be liable to be forfeited and withdrawn.

Meaning of "Total Disablement," Etc.

21. For the purposes of this Order :—

(1) Subject to the provisions of Article 13 the expression "Total Disablement" means total loss of earning capacity in any employment, and, in the case of partial disablement, the degree of disablement shall be based upon the degree to which earning capacity is affected.

(2) Any injury suffered by a member of the force :

- (a) Whilst on duty or whilst on a journey necessary to enable him to report for duty or to return home after duty ; or
- (b) Whilst not on duty in the performance of some act which is within the scope of a constable's ordinary duties ; or
- (c) In consequence of some act performed in the execution of his duty ; or
- (d) Whilst acting as a fireman, or assisting in the extinguishing of fire, or in protecting life or property from fire ; or
- (e) Which has been determined by a Court of law to be a Criminal Injury within the meaning of the Criminal

Injuries (Ireland) Acts, and is directly attributable to his service as a member of the Force ; shall be deemed to have been suffered in the execution of his duty.

(3) Any injury intentionally inflicted, or incurred in the performance of a duty involving special risks, shall be deemed to be a non-accidental injury.

Date of Commencement.

22. Pensions, allowances or gratuities awarded to members of the force on or after 22nd November, 1921 under the terms and conditions of the Royal Irish Constabulary Pensions Order, 1922, or the Royal Ulster Constabulary Pensions Order, 1923, shall be deemed to have been properly awarded, and save in the case of such awards and as otherwise provided in this Order, this Order shall have effect and shall be deemed always to have had effect as from 22nd November, 1921, provided that any pension, allowance or gratuity to which any member of the force, his widow, children or dependants may be entitled, in respect of any injury incurred prior to the date of this Order, may be assessed if the recipient so desires under the said Orders of 1922 and 1923.

R. Dawson Bates,
Minister of Home Affairs for
Northern Ireland.

7th February, 1924.

SCHEDULES.

FIRST SCHEDULE.

SCALES OF PENSIONS, ALLOWANCES AND GRATUITIES.

PART I.

MEMBERS OF THE FORCE.

(A) *Pensions.*

1. On total disablement from an injury received in the execution of duty—
 - (a) if the injury is non-accidental, such proportion of the annual pay as is specified in scale number 1 set out in the subjoined table I ;
 - (b) if the injury is accidental, such proportion of the annual pay as is specified in scale number 2 in the said table ;
 - (c) if it is not possible to determine definitely whether the injury is accidental or non-accidental such rate intermediate between the rates prescribed in the preceding paragraphs (a) and (b) as the Ministry with the consent of the Ministry of Finance may determine.
2. On partial disablement from an injury received in the execution of duty—
Where the proportion which the degree of disablement bears to total disablement amounts to 20 per cent. or over, such proportion of the pension applicable in case of total disablement as the degree of disablement bears to total disablement.

Provided that the pension shall not be less than such proportion of the annual pay as is specified, if the injury was non-accidental in scale number 3 in the subjoined table and otherwise in scale number 4 in the subjoined table I.

(B) *Gratuities.*

- 3.—(1) On partial disablement from an injury received in the execution of duty—

SPECIAL GRATUITY :—Where the proportion which the degree of disablement bears to total disablement amounts to less than 20 per cent., a special gratuity as specified in the subjoined TABLE II.

(2) On retirement with medical certificate—

ORDINARY GRATUITY:—The gratuity shall be an amount equal to one-twelfth of the annual pay for each completed year of approved service provided that for the purpose of this assessment, the approved service shall be reckoned by adding to actual service a period not exceeding five years.

Provided also that in reckoning the amount of ordinary gratuity any sum which may have been received by the member of the force concerned as bounty in lieu of pension, while serving in the force shall be taken into consideration, and the amount of such bounty and the ordinary gratuity combined shall not exceed the amount of gratuity which would have been paid to a member of the Royal Ulster Constabulary in similar circumstances.

TABLE I.

SCALES OF PENSIONS.

Proportion of Pension to Pay on Retirement.

	Scale No. 1.	Scale No. 2.	Scale No. 3.	Scale No. 4.
Completed years of approved service.	On total disablement from non-accidental injury received in execution of duty.	On total disablement from accidental injury received in execution of duty.	On partial disablement from non-accidental injury.	On partial disablement from accidental injury.
	60ths	60ths.	60ths.	60ths.
1 or less	45	30	20	10
2 "	45	30	20	10
3 "	45	30	20	10
4 "	45	30	20	10
5 "	45	30	20	10
6 "	45	30	20	10
7 "	45	30	20	10
8 "	45	30	20	10
9 "	45	30	20	10
10 "	45	30	20	10
11 "	48	32	21	11
12 "	48	32	22	12
13 "	48	32	23	13
14 "	48	32	24	14
15 "	48	32	25	15
16 "	51	34	26	16
17 "	51	34	27	17
18 "	51	34	28	18
19 "	51	34	29	19
20 "	51	34	30	20
21 "	54	36	32	22
22 "	54	36	34	24
23 "	54	36	36	26
24 "	54	36	38	28
25 "	54	36	40	30
26 "	57	38	40	32
27 "	57	38	40	34
28 "	57	38	40	36
29 "	57	38	40	38
30 or over	60	40	40	40

Proportion of Pension to pay on retirement.

TABLE II.

Scale of Special Gratuities payable in cases of partial disablement where the proportion which the degree of disablement bears to total disablement is less than 20 per cent.

Degree of disability.	Amount of Gratuity.
Under 1 per cent.	£ s. d. 25 0 0
Over 1 and up to 5 per cent.	37 10 0
“ 5 “ 10 “ “	50 0 0
“ 10 “ 15 “ “	75 0 0
“ 15 “ 19 “ “	100 0 0

These amounts will be increased :

by 10 per cent. in the case of Sergeants, Head-Constables and Head-Constables Major ;

by 50 per cent. in the case of Platoon and other Officers with pay of £300 and under £400 ;

by an additional 5 per cent. for Officers with pay of £400 and under £500

“ “ 5 “ “ “ £500 “ “ £700

“ “ 5 “ “ “ £700 and over.

The gratuity as calculated above will be increased by 15 per cent. for each year of completed service.

PART II.

WIDOWS AND CHILDREN.

(a) *Widow's Pensions.*

4. Widow's ordinary pension—The Pension shall be the amount specified hereunder—

If her husband was a constable or sergeant at the time of his death or retirement, at the rate of £30 a year ;

if he was a head constable or head constable major, at the time of his death or retirement at the rate of £40 a year ;

if he was a higher rank at the time of his death or retirement at the rate of £50 a year.

5. Widow's Special pension—The pension shall be equal to one-third of her husband's annual pay at the time of his death or retirement.

(b) *Widow's Gratuities.*

6. The gratuity shall be of such amount as the Ministry, with the consent of the Ministry of Finance, shall determine, but not exceeding one-twelfth of her husband's annual pay for each completed year of approved service.

Where a member of the force has served for a period of less than seven years, his approved service shall, for purposes of this assessment only, be reckoned as seven years.

(c) *Children's Allowances.*

7. Member of the force or pensioner dying as the result of non-accidental injury received in the execution of duty—The allowance in respect of each child, who has not attained the age of sixteen shall be an annual allowance, up to the time that the child attains the age of sixteen, at the rate of one-fifteenth of the annual pay, and, if he leaves no widow or the widow dies before all the children attain the age of sixteen, the allowance may be increased up to two-fifteenths of such pay in respect of each child under sixteen ; but in any case the aggregate amount paid in any year by way of children's allowances when added to the widow's pension, if any, shall not exceed two-thirds of such pay.

8. Member of the force or Pensioner dying from any other cause.—The Allowance in respect of each child who has not attained the age of sixteen shall be an annual allowance up to the time that child attains the age of sixteen at the rate of:—

£10 in the case of a person who was a constable or sergeant at the time of his death or retirement;

£12 in the case of a person who was a head constable or head constable major at the time of his death or retirement;

£15 in the case of a person who was of a higher rank at the time of his death or retirement;

Provided that the aggregate amount of such allowance in any year shall not exceed £30, £40 and £50 in the three cases respectively; but if he leaves no widow, or if the widow dies before all the children attain the age of sixteen, the actual allowance or allowances and the aggregate amount of any allowances may be increased by fifty per cent. above the sums hereinbefore mentioned.

(d) *Children's Gratuities.*

9. The gratuity shall be of such amount as the Ministry, with the consent of the Ministry of Finance, may determine, not exceeding one-sixtieth of the annual pay for each completed year of approved service of the member of the force or pensioner, so that the total amount of any gratuity or gratuities granted to the children or to the widow and children does not exceed one-twelfth of the annual pay for each completed year of approved service and the total amount of any gratuities granted to the children shall not, in any case, exceed the annual pay.

Where a member of the force has served for a period of less than seven years, his approved service shall, for the purpose of this assessment, be reckoned as seven years.

(3) *Dependant's Gratuities.*

10. The total amount of any gratuity or gratuities paid to a dependant or dependants of a member of the force or pensioner shall be of such amount as the Ministry, with the consent of the Ministry of Finance, shall determine, but not exceeding one-twelfth of the constable's annual pay for each completed year of approved service, provided that, for the purpose of this assessment, the approved service, if less than seven years, shall be reckoned by adding to actual service a period not exceeding five years.

PART III.

GENERAL RULES.

11. The same person shall not be entitled, unless expressly so provided in this Order, to a gratuity in addition to a pension or allowance, or to both an ordinary pension and a special pension.

12. A gratuity shall be paid in one sum, except that in special cases it may be paid by instalments or applied on behalf of the grantee if the Ministry on the recommendation of the Inspector-General considers that it would be to the advantage of a widow, child or dependant to do so; and a child's allowance or gratuity or a dependant's gratuity may be paid to a guardian or trustee if the Ministry on the recommendation of the Inspector-General considers that it would be to the advantage of the child or dependant to do so.

13. If the widow of a member of the force was at the time of his death living apart from her husband (not having been deserted by him) a pension or gratuity shall be paid to her only if the Ministry on the recommendation of the Inspector-General is satisfied that the husband regularly contributed to her support; and the amount of a pension shall not, in such case, exceed the amount which the husband contributed.

14. The widow and children of a pensioner shall not receive any pension, allowance or gratuity unless the marriage took place before he retired on pension.

15. The pension of the widow of a member of the force to whom a gratuity has been granted on retirement shall be payable as from such date after his death as the Ministry, on the report of the Inspector-General, and with the consent of the Ministry of Finance, may determine, and the pension of the widow of a pensioner shall be payable as from the end of the last period in respect of which her husband's pension was paid.

16. The payment of a widow's pension or the balance of a widow's gratuity shall, if at any time she re-marries, be suspended, but, in the event of her again becoming a widow, shall be resumed on proof to the satisfaction of the Ministry with the consent of the Ministry of Finance, that her circumstances are such that the pension or balance of gratuity is necessary for her support, and that she is of good character, and deserving of bounty out of the public funds.

17. A widow's pension or the balance of a widow's gratuity shall be payable only so long as she is of good character.

18. In calculating any pension, allowance or gratuity for the purposes of this order, "annual pay" means annual pay at the date of death or retirement as the case may require:

Provided that

- (1) Where the pay at the date of death or retirement was daily pay, the amount of the annual pay shall be deemed to be 365 times the amount of the daily pay,
- (2) If the member of the Force was at the date of death or retirement in receipt of command allowance, such command allowance shall be reckoned as pay for the purpose of calculating the amount of pension, allowance or gratuity.

Provided further that in the case of a part-time member of the Force, annual pay shall be computed in accordance with Article 13 (1) of the Order.

SECOND SCHEDULE.

RULES WITH RESPECT TO DEDUCTIONS FROM APPROVED SERVICE FOR SICKNESS, MISCONDUCT, OR NEGLECT OF DUTY.

(a) A member of the force who on account of illness or for other cause (not being an injury suffered in the execution of his duty) is allowed leave of absence or suspended, and who does not subsequently resume the performance of his regular duties for one month at least, is not entitled to have the time of such absence or suspension reckoned as part of his period of approved service.

(b) A member of the force who is suspended for a week, or longer, on account of misconduct is not entitled to have the time of such suspension reckoned as part of his period of approved service unless he is reinstated with pay during suspension.

(c) A member of the force who is absent from duty without leave is not entitled to have the time of absence reckoned as part of his period of approved service.

Pensions (Amending).

MADE BY THE MINISTER OF HOME AFFAIRS UNDER THE SPECIAL CONSTABLES ACT, 1914, AS AMENDED BY SECTION 8 OF THE CONSTABULARY ACT (N. I.), 1922.

1924. No. 110.

Whereas by the Special Constables Act, 1914⁽¹⁾, as adapted by Article 5 (3) of the Government of Ireland (Adaptation of Enactments) No. 1 Order, 1922, and as extended and amended by Section 8 of the Constabulary Act (Northern Ireland), 1922⁽²⁾, power is conferred on the Minister of Home Affairs for Northern Ireland, to make regulations with respect to the appointment and position of Special Constables in Northern Ireland: