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## STATUTORY INSTRUMENTS

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# 1969 No. 1787

## The Police Federation Regulations 1969

### PART III

#### FINANCIAL ARRANGEMENTS

##### **Emoluments etc. of secretary of Federation**

**15.**—(1) The Federation shall make such contribution to the police authority maintaining the police force of which the secretary of the joint central committee is a member, in respect of the pay, pension or allowances payable to or in respect of him, as may be agreed between the joint central committee and the police authority or, in default of agreement, as may be determined by the Secretary of State.

(2) The Regulations for the time being in force under—

- (a) section 33 of the Police Act 1964., in so far as they relate to leave, pay and allowances, and
- (b) the Police Pensions Act 1948, except in so far as they relate to compulsory retirement on account of age,

shall have effect in relation to the secretary of the joint central committee as if he held the rank of chief inspector in the City of London police force so, however, that nothing in this paragraph shall be construed as transferring any rights or liabilities to the police authority maintaining that force.

##### **Subscriptions etc**

**16.**—(1) The Federation may raise funds by—

- (a) the collection of voluntary subscription from the members thereof;
- (b) the acceptance of donations from such members, from central police officers, reversionary members of home police forces or servicemen within the meaning of the regulations from time to time in force under the Police Pensions Act 1948 or from persons with a contingent right of reversion to a home police force under section 2 of the Police Act 1969, or
- (c) the sale of periodicals and other articles,

but not otherwise.

(2) Voluntary subscriptions shall be collected by the appropriate branch boards and the normal amount of such subscriptions (including additional subscriptions) shall be determined by the joint central committee, subject to the approval of the joint central conference.

(3) Out of the sum collected by way of subscriptions in each year a branch board shall pay to the appropriate central committee such sum in respect of each subscribing member as the joint central committee shall have determined should be paid by branch boards in that year but, subject to the next following paragraph, the balance of the sum so collected shall be retained by the branch board.

(4) If at the end of any year the funds held by a branch board exceed—

- (a) £200, where the number of subscribing members is less than a hundred;

- (b) £2 for each subscribing member, where the number of such members is a hundred or more but less than five hundred or, in the case of the metropolitan police force, a hundred or more but less than four thousand;
- (c) £1,000 or, in the metropolitan police force £4,000, where the number of subscribing members is five hundred or more or, as the case may be, four thousand or more,

the board shall pay the excess to the appropriate central committee and, after making such payment, may pay such sum as they think fit to the joint branch board.

### **Expenses of joint central committee**

17.—(1) There shall be paid to the joint central committee, out of Federation funds held by the central committees, such sums as the joint central committee determine.

(2) Subject to Regulation 19 any expenses incurred by or for the purposes of the joint central committee shall be defrayed out of Federation funds held by that committee except that, to the extent that the Secretary of State has agreed with the joint central committee that such expenses should be defrayed by him, they shall be so defrayed.

### **Accounts**

18.—(1) This Regulation shall have effect in relation to every branch board or joint branch board, each central committee and the joint central committee.

(2) Every such board and committee shall, in relation to Federation funds held by the board or committee in question, keep accounts showing all monies received or paid out and shall cause the accounts for each year to be audited by an independent auditor.

(3) The independent auditor shall be a person who is a member, or a firm all of the partners wherein are members, of one or more of the following bodies, that is to say:—

- (a) the Institute of Chartered Accountants in England and Wales;
- (b) the Institute of Chartered Accountants in Scotland;
- (c) the Association of Certified and Corporate Accountants;
- (d) the Institute of Chartered Accounts in Ireland;
- (e) any other body of accountants established in the United Kingdom and for the time being recognised for the purposes of section 161(1)(b) of the Companies Act 1948. by the Board of Trade.

(4) After the end of each year a summary of the accounts for that year, together with a copy of the independent auditor's report thereon, shall—

- (a) in the case of the accounts of a branch board or joint branch board, be made available to the subscribing members and sent to the chief officer of police and the appropriate central committee or, as the case may be, the joint central committee which shall, if so requested in a particular case by the Secretary of State, transmit copies to him;
- (b) in the case of the accounts of a central committee or the joint central committee, be made available to the appropriate central conference or, as the case may be, the joint central conference, sent to the Secretary of State and published, in a manner approved by the committee in question, to members of the Federation.

### **Use of Federation funds**

19.—(1) Federation funds shall not without the consent of the Secretary of State be used otherwise than for the purposes mentioned in paragraphs (3) and (4) and, notwithstanding anything in those paragraphs, shall not be used—

- (a) to promote directly or indirectly a person's candidature in a parliamentary or local government election;
- (b) to contribute to the funds of a trade union, political party or other body or organisation not connected with the police service or its welfare, or
- (c) in connection with the defence of a member or former member of the Federation against whom civil, criminal or disciplinary proceedings are brought, except as authorised by paragraph (4)(h).

(2) Subject as aforesaid the joint central committee shall, subject to the approval of the joint central conference, determine the purposes for which Federation funds held by the branch boards or joint branch boards and by the central committees, respectively, may be used.

(3) Federation funds may be used to defray expenses lawfully incurred for the purpose specified in section 44(1) of the Police Act 1964, namely for the purpose of representing members of the police forces and police cadets in England and Wales in all matters affecting their welfare and efficiency, other than questions of discipline and promotion affecting individuals.

(4) Without prejudice to the generality of the preceding paragraph, Federation funds may be used to defray—

- (a) expenses arising under these Regulations or arising out of anything done in accordance therewith;
- (b) the administrative expenses of the Federation, including expenses in connection with the provision of office accommodation and the remuneration of persons outside the police service employed or consulted in an administrative, professional or advisory capacity;
- (c) the payment of honoraria to members of the central committees and of branch boards;
- (d) the payment of subsistence and similar allowances to such members as aforesaid and to delegates to conferences held in accordance with these Regulations in respect of expenses incurred by them as such members and delegates;
- (e) expenses in connection with the publication and distribution of reports and other documents, including a journal (whether or not a charge is made therefor) and the purchase of publications for use by branch boards and the central committees;
- (f) expenses incurred for benevolent or charitable purposes connected with the police service or its welfare;
- (g) expenses lawfully incurred in connection with a claim made by a member or former member of the Federation, his widow or child (including legal proceedings arising therefrom) where the claim relates to—
  - (i) a question of general principle or importance which is of special concern to the members of the Federation or a substantial class thereof,
  - (ii) the emoluments of a member of the Federation or the pension or other award payable to or in respect of a former member of the Federation,
  - (iii) an injury or disease alleged to have been received or contracted by a member of the Federation, or
  - (iv) the compulsory retirement of a member of a police force or of a police cadet, otherwise than as an alternative to dismissal, and
- (h) legal charges incurred by a member or former member of the Federation or by a central police officer, within the meaning of the regulations from time to time in force under the Police Pensions Act 1948, entitled at the end of his period of central service to revert to his police force in a rank below that of superintendent, in connection with criminal proceedings brought against him for an offence under the Road Traffic Act 1960 or any other enactment relating to road traffic, other than an offence under section 6 or 11 of

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the Road Traffic Act 1960 or section 12 of the Licensing Act 1872 (driving or being in charge when impaired by drink or drugs), section 1, 2 or 3 of the Road Safety Act 1967 (driving etc. with an undue proportion of alcohol in the blood) or section 12 of the Theft Act 1968 (taking a motor vehicle or other conveyance without authority) committed in, or founded upon something done in, the performance or purported performance of his duties as a member of a police force (including an offence committed on any occasion in respect of which an allowance is payable under regulations made under section 33 of the Police Act 1964 for the use of a motor vehicle or bicycle owned by the member) or as a police cadet, or as such a central police officer, as the case may be.

### **Trustees of Federation property and funds**

**20.**—(1) Federation property and funds held by a branch board or joint branch board shall be vested in not more than three trustees appointed in such manner as may be determined by the board in question.

(2) Federation property and funds held by a central committee or the joint central committee shall be vested in three trustees appointed by the committee in question.

(3) Where any Federation funds are vested in trustees in accordance with this Regulation those trustees shall not invest the funds or vary any investment except in pursuance of the powers of investment conferred on trustees generally by the Trustee Investment Act 1961 and in accordance with the directions of the appropriate board or committee.

(4) Where any Federation property or funds are vested in three trustees in accordance with this Regulation, any two of those trustees shall have the like powers to deal with that property or those funds as they would have had if they had been the sole trustees thereof.