

1978 No. 1510 (S.141)
POLICE
The Police (Scotland) Amendment (No. 3) Regulations 1978

Made - - - - - 12th October 1978
Laid before Parliament 1st November 1978
Coming into Operation 22nd November 1978

In exercise of the powers conferred on me by section 26 of the Police (Scotland) Act 1967(a), and of all other powers enabling me in that behalf, and after consulting the Police Council for the United Kingdom in accordance with section 4(4) of the Police Act 1969(b), I hereby make the following regulations:—
Citation

1. These regulations may be cited as the Police (Scotland) Amendment (No. 3) Regulations 1978.

Interpretation

2. In these regulations any reference to the principal regulations is a reference to the Police (Scotland) Regulations 1976(c), as amended(d).

3. The Interpretation Act 1889(e) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Operation and effect

4. These regulations shall come into operation on 22nd November 1978 and shall have effect as from 1st September 1978.

Amendments

5. For Schedule 3 to the principal regulations there shall be substituted the Schedule set out in the Appendix to these regulations.

Bruce Millan,

One of Her Majesty's Principal
Secretaries of State.

New St. Andrew's House,
Edinburgh.
12th October 1978.

(a) 1967 c. 77. (b) 1969 c. 63. (c) S.I. 1976/1073.
 (d) The relevant amending regulations are S.I. 1977/1016, 2008; 1978/1170.
 (e) 1889 c. 63.

Regulation 5

APPENDIX

SCHEDULE SUBSTITUTED FOR SCHEDULE 3 TO THE PRINCIPAL REGULATIONS WITH EFFECT FROM 1ST SEPTEMBER 1978

Regulation 30

SCHEDULE 3

SCALES OF PAY

1.—(1) The annual pay of a constable holding a rank referred to in the following Table A shall, subject as hereinafter provided, be determined in accordance with the scale set out in the said Table:—

Table A

Rank	Before completing 1 year of service in the rank	After 1 year of service in the rank	After 2 years of service in the rank	After 3 years of service in the rank	After 4 years of service in the rank	After 5 years of service in the rank	After 6 years of service in the rank
	£	a year £	a year £	a year £	a year £	a year £	a year £
Chief Inspector	6,198	6,420	6,645	6,744	6,843	6,966	—
Inspector	5,406	5,631	5,877	5,979	6,078	6,198	—
Sergeant	4,683	4,917	5,124	5,226	5,301	5,301	5,406

(2) Where a constable holding the rank of chief inspector, inspector or sergeant was promoted to, or appointed in, that rank on a date (“the relevant date”) falling on or after 2nd September 1974 and—

- (a) in the case of a chief inspector, he last served before the relevant date in the rank of inspector and had 5 or more years’ reckonable service therein;
- (b) in the case of an inspector, he last served before the relevant date in the rank of sergeant and had 6 or more years’ reckonable service therein;
- (c) in the case of a sergeant, he last served before the relevant date in the rank of constable and—
 - (i) had 15 or more years’ reckonable service therein, or
 - (ii) where the relevant date falls on or after 2nd September 1977 would, but for such promotion or appointment, have completed 15 years’ such service within one year of the relevant date—

then his annual pay for the rank he holds shall be determined as if he had an additional year’s service therein except that where the relevant date falls before 1st September 1975, or, in a case to which sub-paragraph (c)(ii) applies, 1st September 1978, his annual pay shall not be determined as aforesaid but as if immediately before 1st September 1975 or 1st September 1978, as the case may be, he had completed a year’s service in the rank he holds.

In this sub-paragraph any reference to a constable’s reckonable service in any rank is a reference to the service reckonable for the purposes of his scale of pay in the rank, including any additional service reckonable by virtue of this sub-paragraph, paragraph 2(4) or otherwise.

2.—(1) The annual pay of a person holding the rank of constable (in this paragraph referred to as “a constable”) shall, subject as hereinafter provided, be determined by reference to his reckonable service in accordance with the scale in the following Table B.

Table B

Reckonable Service	Annual Pay
	£
Before completing 1 year of service	3,189
After 1 year of service	3,381
After 2 years of service	3,747
After 3 years of service	3,870
After 4 years of service	4,017
After 5 years of service	4,092
After 6 years of service	4,167
After 7 years of service	4,242
After 8 years of service	4,389
After 12 years of service	4,611
After 15 years of service	4,809

(2) In the case of a constable who first became a constable on or after 1st September 1976 and who did so after he had attained the age of 22 years, his annual pay during his first and second year of service shall be determined in accordance with Table B as if at all times during that period he had 2 years' reckonable service.

(3) In the case of a constable who—

- (a) was serving as a constable immediately before 1st May 1971;
- (b) has so served continuously on and after that date;
- (c) was aged 21 years or over when he became a constable; and
- (d) has completed 7 years but not 8 years of reckonable service,

his annual pay shall be determined as if he had completed 8 years' reckonable service.

(4) In the case of a person who was serving as a constable immediately before 1st May 1971 and has served continuously as a constable since he first became a constable then, unless his period of reckonable service began—

- (a) on a birthday;
- (b) after 1st March 1967, if he had attained the age of 22 years before his period of reckonable service began, or
- (c) on or before 1st March 1967, if he had attained the age of 22 years on or before that date and—
 - (i) had not completed a year's, or 2 or 3 years', reckonable service on a day in the year ending immediately before that date, being a day falling after his birthday in that year, or
 - (ii) had not completed a year's reckonable service or had completed 4 or more years' reckonable service on or before 1st March 1967,

his annual pay shall be determined as if he had completed a year's reckonable service on the date of his first birthday falling within his period of reckonable service.

(5) For the purposes of this paragraph—

- (a) any reference to a constable's reckonable service is a reference to the service reckonable for the purposes of his scale of pay;
- (b) any reference to a constable's birthday is a reference to an anniversary of the day of his birth, and
- (c) in determining whether or not a person has served continuously as a constable there shall be disregarded any break in service occurring on transfer from one police force to another or which ends with the person exercising a statutory right of reversion to his police force.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Police (Scotland) Regulations 1976. For convenience the whole of Schedule 3 to the 1976 Regulations (as amended by the Police (Scotland) Amendment (No. 2) Regulations 1978) is re-stated but the only changes in the said Schedule are in respect of paragraphs 1(2) and 2(4) thereof. The effect of the change in paragraph 1(2) is to alter the starting rate of pay of sergeants promoted in their 15th year of service as a constable. Paragraph 2(4) corrects certain minor errors in the paragraph as previously contained in the Police (Scotland) Amendment (No. 2) Regulations 1978. The provision that the Regulations shall have retrospective effect as from 1st September 1978 is authorised by section 26(3) of the Police (Scotland) Act 1967.

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