

1988 No. 1339

POLICE

The Police Pensions (Amendment) Regulations 1988

<i>Made</i>	<i>27th July 1988</i>
<i>Laid before Parliament</i>	<i>5th August 1988</i>
<i>Coming into force</i>	<i>1st September 1988</i>

In exercise of the powers conferred upon me by sections 1, 3 and 4 of the Police Pensions Act 1976(a), and after consultation with the Police Negotiating Board for the United Kingdom, I hereby with the consent of the Treasury(b) make the following Regulations:

1.—(1) These Regulations may be cited as the Police Pensions (Amendment) Regulations 1988.

(2) These Regulations shall come into force on 1st September 1988 and shall have effect as from 27th February 1986.

2.—(1) The Police Pensions Regulations 1987(c) shall be amended in accordance with the following provisions of this regulation.

(2) In regulation A10(2) (*aggregate pension contributions*) there shall be inserted at the end the following provision:

“(h) any payment made by the person concerned to a police authority under regulation F1(1A) in respect of a period of unpaid maternity leave.”.

(3) In regulation F1(1) (*reckoning of pensionable service*), for the proviso there shall be substituted the following provision:—

“Provided that there shall not be reckonable by a regular policeman —

(a) any period of unpaid maternity leave granted in the case of a woman —

(i) which ended before 27th February 1986, or

(ii) in respect of which the conditions specified in paragraph (1A) are not satisfied;

(b) any period of unpaid leave, other than maternity leave, falling on or after 27th February 1986 except such a period granted in the case of a person who ceased to serve as a regular policeman before 1st September 1988.”.

(4) After regulation F1(1) there shall be inserted the following paragraph:—

“(1A) The conditions referred to in sub-paragraph (a)(ii) of the proviso to paragraph (1) are that the person concerned —

(a) 1976 c.35, as amended by section 2(3) of the Police Negotiating Board Act 1980 (c.10).

(b) Formerly the Minister for the Civil Service: see S.I. 1981/1670.

(c) S.I. 1987/257, as amended by the Police Pensions (Purchase of Increased Benefits) Regulations 1987 (S.I. 1987/2215).

- (a) serves as a regular policeman throughout a period of 6 months commencing with the date of return to duty at the end of a period of maternity leave which includes the period of unpaid maternity leave in question, and
- (b) within 6 months of that date or 1st September 1988, whichever is the later, pays to the police authority a sum equal to the sum of the pension contributions which would have been payable for the period of unpaid maternity leave in question had it not been granted.”.

Home Office
27th June 1988

Douglas Hurd
One of Her Majesty's Principal Secretaries of State

We consent,

27th July 1988

Tony Durant
David Lightbown
Two of the Lords Commissioners of Her Majesty's Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, which come into force on 1st September 1988, amend the Police Pensions Regulations 1987 (“the principal Regulations”) with effect from 27th February 1986 (retrospection is authorised by section 1(5) of the Police Pensions Act 1976).

Regulation 2 amends regulation F1 of the principal Regulations so as to enable unpaid maternity leave to be reckonable as pensionable service provided that the person granted such leave remains in service as a regular policeman for six months after her return to duty and within that period pays to the police authority a sum equivalent to the pension contributions which would have been payable if such leave had not been granted; a consequential amendment is made to regulation A10 of the principal Regulations to enable such a payment to be included in that person's aggregate pension contributions. Regulation F1 is also amended to exclude from reckoning as pensionable service any period of other unpaid leave.

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