

2008 No. XXX

POLICE

**Police Service of Northern Ireland and Police Service of Northern
Ireland Reserve (Full-Time) (Severance) (Amendment) Regulations
2008**

Made - - - - - xxxxxxxxxxxx 2008

Coming into operation xxxxxxxxxxxx 2008

To be laid before Parliament

The Secretary of State makes these Regulations in exercise of the powers conferred on him by sections 25 (2) (k) and 26 of the Police (Northern Ireland) Act 1998 (a) (“the 1998 Act”) as modified by section 49 of the Police (Northern Ireland) Act 2000(b). These Regulations have retrospective effect in accordance with Articles 14 and 15 of the Superannuation (Northern Ireland) Order 1972 (c). In accordance with sections 25 (8) and 26 (6) of the 1998 Act he has consulted the Northern Ireland Policing Board and the Police Association. In accordance with section 72 (2A)(d) of the 1998 Act he has obtained the consent of Treasury.

Citation and commencement

1. These regulations may be cited as the Police Service of Northern Ireland and Police Service of Northern Ireland Reserve (Full-Time)(Severance)(Amendment) Regulations 2008 and shall come into operation on xxxxxxxxxxxxxxxx 2008 but shall have effect from 1 October 2006..

Amendment of the Police Service of Northern Ireland and the Police Service of Northern Ireland Reserve (Full-Time) (Severance) Regulations 2003 (e)

2. In regulation 2 (interpretation) for the definition of “compulsory retirement age” substitute –
“ “compulsory retirement age” means expiry of a Fixed Term Agreement or –
 - (a) if the member is the chief constable or a deputy chief constable or assistant chief constable, the age of 65 years,
 - (b) if the member is a superintendent or chief inspector or inspector, the age of 60 years,
 - (c) if the member is a sergeant or constable or a member of the Police Service of Northern Ireland Reserve (Full-Time) serving on or after 1st July 1994, the age of 55 years,
 - (d) if the member is a member of the Police Service of Northern Ireland holding a rank not higher than that of inspector who was serving on 5th July 1972 or is a member of

(a) 1998 c. 32; sections 25 and 26 are amended by section 78 (1) of the Police (Northern Ireland) Act 2000
(b) 2000 c. 32
(c) S.I. 1972 / 1073 (N.I.10)
(d) Section 72 (2A) was inserted by section 78(1) of and paragraph 23(6) of Schedule 6 to the Police (Northern Ireland) Act 2000
(e) S.R. 2003 No. 60

the Police Service of Northern Ireland Reserve who was serving prior to 1st July 1994, the age of 57 years.”.

Amendment of the Police Service of Northern Ireland Reserve (Full-time) Severance Regulations 2006 (a)

3. In regulation 2 (interpretation) for the definition of “compulsory retirement age” substitute –

“ “compulsory retirement age” means –

(a) if the member was serving on or after 1st July 1994, the age of 55 years,

(b) if the member was serving prior to 1st July 1994, the age of 57 years.”.

Northern Ireland Office
2008

One of Her Majesty’s Principal Secretaries of State

We consent to the making of these Regulations

2008

Two of the Lords Commissioners of Her Majesty’s Treasury

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the definition of “compulsory retirement age” for the voluntary early retirement/ severance scheme (“the Scheme”) for the Police Service of Northern Ireland and the Police Service of Northern Ireland Reserve (Full-Time). These Regulations have effect from 1 October 2006. This is possible because Articles 14 and 15 of the Superannuation (Northern Ireland) Order 1972 provide for regulations to have effect before they are made.