



Government Circular No. 154/90  
D.H.A. Reference No. PB 4/2

## THE POLICE ACTS 1962 to 1982

### THE ISLE OF MAN POLICE (AMENDMENT) REGULATIONS 1990

In exercise of the powers conferred on the Department of Home Affairs by Section 16 of the Police (Isle of Man) Act 1962 (a), and all other powers enabling it in that behalf, after consultation with the Chief Constable and the Isle of Man Police Federation, the following Regulations are hereby made:-

1. These Regulations may be cited as the Isle of Man Police (Amendment) Regulations 1990.
2. These Regulations shall come into operation when approved by Tynwald and shall have effect for the purposes of Regulations 4(4) and 4(7) as from 1st April 1989, for the purpose of Regulation 4(3) as from 1st July 1989 and for the purposes of Regulations 4(2), 4(5), 4(6) and 4(8) as from 1st September 1989.
3. In these Regulations any reference to the Principal Regulations is a reference to the Isle of Man Police Regulations 1982 (b).
- 4.(1) The Principal Regulations shall be amended in accordance with the following provisions of this regulation.
  - (2) In regulation 26 (overtime) -
    - (a) in paragraph (1) there shall be inserted after the words "two tours of duty" the words "or which forms part of a tour of duty which he is required to begin earlier than the rostered time without due notice and on a day when he has already completed his normal daily period of duty";
    - (b) in paragraph (7) -
      - (i) there shall be inserted at the beginning of sub-paragraph (b) the words "subject to sub-paragraph (d)",
      - (ii) the word "and" at the end of sub-paragraph (b) shall be omitted, and
      - (iii) there shall be inserted at the end of sub-paragraph (c) the following provision -  
";and
      - (d) where the time at which a member is required to begin a rostered tour of duty is brought forward without due notice and so that he is required to begin that tour on a day on which he has already completed his normal daily

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period of duty, the time for which he is on duty before the rostered commencement time -

(i) shall be reckonable as overtime, and

(ii) shall be taken into account as part of that tour of duty."; and

(c) in paragraph (8) there shall be inserted after the definition of "a day's pay" the following provision -

" "due notice" means notice given at least 8 hours before the revised starting time of the rostered tour of duty in question;".

(3) In regulation 32 (sick leave), there shall be substituted for proviso (b) to paragraph (1) the following proviso -

"(b) if, notwithstanding such certificate of unfitness for duty, a registered medical practitioner appointed or approved by the Department has examined the member and considers him to be fit for duty, the Department shall, if the medical practitioner who issued the certificate of unfitness for duty agrees, within 28 days of the difference of opinion coming to their attention arrange for a third registered medical practitioner to examine the member and to report in writing to the other two practitioners concerned; the third registered practitioner shall be acceptable to the practitioner who issued the certificate of unfitness for duty and to the practitioner who has examined the member on behalf of the Department except that in the event of a failure to agree, the Department may appoint such third medical practitioner as it considers appropriate; and if the third registered medical practitioner certifies the member to be fit for duty, or if the medical practitioner who issued the certificate of unfitness for duty does not agree to such further examination, the member shall no longer be entitled to be absent from duty.".

(4) In regulation 54 (plain clothes allowance) -

(i) in paragraph (1) for the words "£213" there shall be substituted the words "£231"; and

(ii) in paragraph (2) for the words "10.2p" there shall be substituted the words "11.4p"

(5) In regulation 55 (detective duty and detective expenses allowances) -

(a) there shall be inserted after paragraph (2) the following paragraph -

"(2A) Such a member of the rank of Superintendent shall be paid in addition a detective expenses allowance at the rate of £5 a week; and shall not be eligible for the reimbursement of expenses incurred in the execution of his duty in respect of any individual item of expenditure of £1.25p or less."; and

(b) in paragraph (3) there shall be substituted for the words "£1 a week" the words "£3 a week; and shall not be eligible for the reimbursement

of expenses incurred in the execution of his duty in respect of any individual item of expenditure of 75 pence or less".

(6) In Schedule 5 (scales of pay) -

- (a) for tables A and B there shall be substituted respectively the tables set out in Appendix 1 to these Regulations;
- (b) there shall be inserted after paragraph 1(4) the following sub-paragraph-

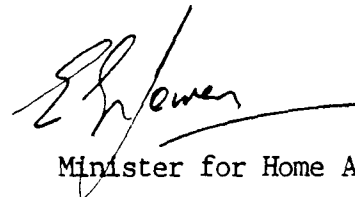
"(4A) Where a member is promoted -

- (a) to the rank of chief inspector after 3 years but less than 4 years service in the rank of inspector, or
- (b) to the rank of inspector after 3 years but less than 4 years service in the rank of sergeant, or
- (c) to the rank of sergeant after 11 years but less than 12 years service in the rank of constable,

and at any date during his first year of service in that new rank his annual pay ceases to exceed the amount which would have been his annual pay if he had continued to serve in his former rank, his annual pay for the period from that date until such date as he has completed two years reckonable service in his new rank shall be determined as if he had throughout that period more than one but less than two years' reckonable service in the new rank."; and

- (c) in paragraph 1(5) there shall be substituted for the words "(2) to (4)" the words "(2) to (4A)".
  - (d) in paragraph 2(2) the words "on or before 31st August 1988" shall be omitted; and
  - (e) sub-paragraphs (2A) and (2B) of paragraph 2 shall be omitted.
- (7) In Schedule 7 (subsistence, refreshment, lodging and incidental expenses allowance) for the table set out in paragraph 1 thereof there shall be substituted the table set out in Appendix 2 to these Regulations.
- (8) In paragraph 1 of Schedule 11 (dog handler's allowance) for the words "£663" in sub-paragraph (a) there shall be substituted the words "£723" and for the words "£903" in sub-paragraph (b) there shall be substituted the words "£987".

MADE this 21st day of March 1990.



Minister for Home Affairs.

Approved by Tynwald on: 11th April 1990.

**APPENDIX 1**

TABLES SUBSTITUTED FOR TABLES IN SCHEDULE 5 TO THE PRINCIPAL  
REGULATIONS WITH EFFECT FROM 1ST SEPTEMBER 1989

**Table A**

Rank	Service in Rank	Annual Pay
		£
Superintendent	Less than 1 year	27,999
	After 1 year	28,713
	After 2 years	29,424
	After 3 years	30,405
Chief Inspector	Less than 1 year	20,583
	After 1 year	21,159
	After 2 years	21,735
	After 3 years	22,314
	After 4 years	22,896
Inspector	Less than 1 year	18,129
	After 1 year	18,696
	After 2 years	19,428
	After 3 years	20,004
	After 4 years	20,583
Sergeant	Less than 1 year	15,804
	After 1 year	16,521
	After 2 years	17,103
	After 3 years	17,670
	After 4 years	18,129

**Table B**

**ANNUAL PAY OF CONSTABLES**

Reckonable Service	Annual Pay
	£
Before completing 1 year of service	9,900
After 1 year of service	10,587
After 2 years of service	12,462
After 3 years of service	12,756
After 4 years of service	13,179
After 5 years of service	13,632
After 6 years of service	14,067
After 7 years of service	14,502
After 8 years of service	14,931
After 12 years of service	15,804
After 15 years of service	16,521

## APPENDIX 2

TABLE SUBSTITUTED FOR TABLE IN PARAGRAPH 1 OF SCHEDULE 7  
TO THE PRINCIPAL REGULATIONS WITH EFFECT FROM 1ST APRIL 1989

TABLE

Description of Allowance	Superintendent	Chief Inspector Inspector Sergeant and Constable
<u>Refreshment Allowance</u>	£	£
(i) for one meal	3.53	3.27
(ii) for two meals	5.13	4.60
<u>Subsistence Allowance</u>		
Period of retention or engagement on duty		
(i) over 5 hours and not exceeding 8 hours	5.13	4.60
(ii) over 8 hours and not exceeding 12 hours	7.39	6.64
(iii) over 12 hours and not exceeding 24 hours	12.64	10.92
(iv) over 24 hours	At the rate under (iii) above for each complete period of 24 hours retention or engagement, together with whichever is the appropriate amount due under the preceding provisions of this Table for any excess over the aggregate of each complete period.	
<u>Lodging Allowance</u>		
for each night	27.43	24.13
<u>Incidental Expenses Allowance</u>		
for each night	2.20	2.20
subject to a maximum per week of	11.00	11.00

EXPLANATORY NOTE  
(This note is not part of the Regulations)

These Regulations amend the Isle of Man Police Regulations 1982 with effect from the dates mentioned in Regulation 2. Retrospection is authorised by section 16(2) of the Police (Isle of Man) Act 1962.

Regulation 4(2) provides for the payment of overtime in specified circumstances where the beginning of an officer's tour of duty is brought forward. Regulation 4(3) provides a procedure for the resolution of a difference of medical opinion as to an officer's fitness to return to duty after a period of sick leave. Regulation 4(4) increases the plain clothes allowance. Regulation 4(5) makes provision for a detective expenses allowance for officers of the rank of superintendent and precludes the separate reimbursement of small items of expenditure to all officers in receipt of such an allowance. Regulation 4(6) increases pay and corrects a minor anomaly to ensure that officers who are promoted gain financially thereby. Regulation 4(7) increases subsistence, refreshment and lodging allowances. Regulation 4(8) increases the dog handler's allowance.