

Subsidiary Legislation made under s.48.

Police Reserve Regulations

1962.02.27

Commencement

2.3.1962

ARRANGEMENT OF REGULATIONS

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Title.

1. These regulations may be cited as the Police Reserve Regulations.

Interpretation.

2. In these regulations, unless the context otherwise requires,—

“police reservist” means any member of the Police Reserve.

PART I.—APPOINTMENT.**Eligibility for appointment..**

3. The Commissioner may, with the approval of the Governor, appoint as a police reservist any person—

- (a) who is not less than eighteen nor more than fifty-six years of age;
- (b) who is of good character;
- (c) who is of good health and physique; and
- (d) as to whom the Commissioner is satisfied that he is likely to become an efficient and well-conducted police reservist.

Application for appointment.

4. Any person wishing to be appointed as a police reservist shall apply to the Commissioner in such manner as may be required by the Commissioner and shall supply such information as the Commissioner may require of him to enable the Commissioner to decide whether or not the applicant should be so appointed.

Duration of appointment.

5. The appointment of a police reservist shall, unless otherwise specified by the Commissioner at the time of appointment, be without limitation as to period, subject to the provisions of regulations 8 and 9 and Part IV.

Declaration on appointment.

6. A police reservist shall, on his appointment as such, make and sign before the Commissioner and in the presence of a witness the declaration required to be made by a member of the Force

under section 10(2) of the Act, save that for references therein to the Gibraltar Police Force and the Force there shall be substituted references to the Police Reserve.

PART II.—DETERMINATION OF SERVICE.

Retirement on grounds of age.

7. A police reservist shall retire from his office as such on reaching the age of sixty years:

Provided that in any case, the Commissioner may permit a police reservist to continue to serve as such until such age not exceeding sixty-five as he may determine.

Resignation.

8. A police reservist may resign his office as such at any time upon giving to the Commissioner not less than three months' notice in writing : -- Provided that the Commissioner may in any case allow a police reservist to withdraw from the Reserve at any time between the giving of the notice and the expiration of the period of three months.

Determination by Commissioner.

9. The Commissioner may, at his discretion, determine the service of any police reservist upon giving to the police reservist not less than three months' notice in writing.

PART III.—DUTIES, PRIVILEGES AND IMMUNITIES.

Application of Part II of Act.

10. Part II of the Act shall apply to a police reservist as it applies to a member of the Force.

Application of Part III of Act.

11. Part III of the Act shall apply to a police reservist as it applies to a member of the Force.

Standing orders and section 32 of the Act.

12.(1) A police reservist shall, subject to the provisions of these regulations, be subject to and governed by the provisions of any standing orders issued under the Act in the same manner as a member of the Force, save in so far as such standing orders shall be expressed as not to be applicable to a police reservist.

(2) A police reservist shall be subject to the provisions of section 32 of the Act in the same manner as a member of the Force.

PART IV.—RANK AND CONDITIONS OF SERVICE.**Ranks in Reserve.**

13. The Police Reserve shall consist of such numbers of the following ranks as the Governor may direct, in order of seniority as show—

Chief Superintendents
Superintendents
Chief Inspectors
Inspectors
Sergeants
Constables.

Reservists to be constables.

14. A police reservist appointed as such under these regulations shall serve in the rank of constable.

Other ranks.

15. Any rank in the Police Reserve other than that of constable shall be filled by a member of the Force, appointed to that rank in the Force and seconded for duty with the Police Reserve. Any member of the Force so seconded shall for all purposes be deemed to be still a member of the Force.

Pay and allowances.

16. Police reservists shall receive such pay and allowances as may be assigned to them by the Governor:

Provided always that no police reservist shall receive a rate of pay exceeding seventy-five per cent of the basic pay which may be drawn by a constable in the Force who has completed twelve years' service as such.

Service in Police Reserve not pensionable.

17.(1) The Pensions Act and the Pensions Regulations shall not apply to a police reservist or (subject to regulation 18) to any service as a police reservist.

(2) A police reservist who, having served not less than five years as such, retires from the Police Reserve for reasons of age, infirmity, reduction of establishment or at his own request

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may be granted a gratuity of the amount specified in sub-regulation (3) and, in the event of a police reservist dying whilst a member of the Police Reserve, a gratuity may be granted to his legal personal representative of the amount to which the police reservist would have been entitled had he retired on the ground of age on the date of his death.

(3) The amount of gratuity which may be granted under sub- regulation (2) shall not exceed—

- (a) for each year of service as a police reservist, up to five years, one week's basic pay; and
- (b) for each year of service as a police reservist, in excess of five years and up to ten years, two weeks' basic pay; and
- (c) for each year of service as a police reservist in excess of ten years, four weeks' basic pay:

Provided that the total amount of the gratuity shall not exceed 52 weeks' basic pay.

When service as police reservist may be pensionable service.

18. If a police reservist becomes a member of the Force, having been appointed thereto under the Act, without any break in service, then one-half of his continuous service in the Police Reserve after the age of twenty years shall be deemed to have been service as a police officer for the purposes of the Pensions Act and Pensions Regulations and to have been continuous with the period of his service as a police officer.

PART V.—CONTROL AND DISCIPLINE OF POLICE RESERVE.

Application of Police Act and Police Regulations as to discipline.

19. Without prejudice to the powers conferred upon the Commissioner by regulation 9, and subject to the provisions of these regulations,—

- (a) Part V of the Act shall apply to a police reservist as it applies to a member of the Force;
- (b) Parts III, IV, V and VI of the Police Regulations, shall apply to a police reservist as they apply to a member of the Force.

Commissioner to command Police Reserve.

20. The Commissioner shall have command, superintendence and direction of the Police Reserve and shall be responsible for the efficient administration of the Police Reserve and for the proper expenditure of all public moneys appropriated for the service thereof.