

The Secretary of State has determined that for Annex UU of the Determinations under the Police Regulations 2003 there shall be substituted the following Annex UU. This substitution shall have effect from 1st February 2012.

ANNEX UU

Regulation 34

ACTING UP ALLOWANCE

- 1) Subject to the following provisions of this determination, a member of a police force of the rank of chief superintendent or below who, in any year, is required to perform the duties normally performed by a member of the force of a higher rank than his own for 10 complete days is entitled to an acting up allowance in respect of each further complete day in that year on which he is required to perform such duties.

- 2) An acting up allowance for a full-time member not working in accordance with variable shift arrangements shall be paid at a daily rate calculated in accordance with the formula

$$\frac{A - B}{365}$$

where

A is the salary to which the member would be entitled on promotion to the higher rank; and B is the salary to which the member is entitled in his current rank (including any payment to which the member is entitled under part 9 of the determination under regulation 24 (Annex F – Pay)).

- 3) An acting up allowance for a part-time member and for any member working in accordance with variable shift arrangements shall be paid at an hourly rate arrived at by dividing by 8 the daily rate that would be applicable under paragraph (4) if the member was a full-time member not working in accordance with variable shift arrangements.
- 4) Where a member is absent from duty for one or more periods each of no more than two weeks he shall be entitled to an acting up allowance in respect of those periods if he would have been entitled to such allowance under paragraph (1) had he been on duty throughout the periods.
- 5) An acting up allowance shall only be payable for a maximum of 46 days in respect of

any one continuous period of performing the duties normally performed by a member of a police force of a higher rank (and for the purposes of this paragraph, any days on which the allowance is paid under paragraph (6) shall be treated as days on which the member is performing the duties normally performed by a member of a police force of a higher rank).

6) Where:

- a) a member of a police force below the rank of inspector is entitled to an acting up allowance under paragraph (1),
- b) the member is performing the duties of the rank of inspector or above, and
- c) the day on which the member is performing such duties is not a public holiday or rostered rest day,

there shall be no entitlement to an allowance or time off under regulation 25 and any determination thereunder in respect of such duties.

7) Paragraph (1) shall not apply where:

- a) a member of a police force below the rank of inspector is required to perform the duties normally performed by a member of the force of the rank of inspector or above, and
- b) the day on which the member is required to perform such duties is a public holiday or rostered rest day.

8) Where a full-time member of a police force not working in accordance with variable shift arrangements:

- b) on his last scheduled working day in any year is paid in respect of that day an acting up allowance, and
- c) on his first scheduled working day of the next following year continues for the complete day to perform such duties,

he shall be entitled to an acting up allowance in respect of the day mentioned in sub-paragraph (b) and any following complete day which together therewith forms a continuous period during which he is required to perform such duties, as if that day or days had formed part of the year mentioned in sub-paragraph (a):

provided that the said day or days shall be disregarded for the purposes of the application of paragraph (1) to that member in the year mentioned in sub-paragraph (b).

9) Where a part-time member of a police force or any member working in accordance with variable shift arrangements:

- a) has a qualifying shift as his last rostered shift in any year, and
- b) is paid in respect of that shift an acting up allowance, and
- c) has a qualifying shift as his first rostered shift in the next following year,

he shall be paid in respect of the shift mentioned in sub-paragraph (c) and any qualifying shifts beginning on days that follow consecutively the day on which that shift began as if that shift or shifts had occurred in the year mentioned in sub-paragraph (a):

provided that the said shift or shifts shall be disregarded for the purposes of the application of paragraph (1) to that member in the year mentioned in sub-paragraph (c).

10) For the purposes of this determination "qualifying shift" means, in relation to a member of a police force, a rostered shift throughout which he is required to perform duties normally performed by a member of the force of a higher rank than his own.

11) For the purposes of this determination "year" means a period of 12 months beginning on 1 April.

12) For the purposes of this determination "day" means in relation to a full-time member of a police force below the rank of inspector, his normal daily period of duty.

13) "Full-time member" means a member of the force appointed otherwise than under regulation 5 and any determination thereunder.