



Police Amendment (Special Leave Benefit) Regulation 2003

under the

Police Act 1990

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Police Act 1990*.

JOHN WATKINS, M.P.,
Minister for Police

Explanatory note

The objects of this Regulation are:

- (a) to increase, from 26 weeks' to 39 weeks' special leave with pay, the money value of the gratuity under clause 34 of the *Police Regulation 2000* to which a police officer who is offered a disengagement benefit is entitled on termination of the officer's services, and
- (b) if the police officer is entitled to be paid a non-renewal benefit under clause 60 of the *Crown Employees (Police Officers—2003) Award*, to reduce the gratuity under clause 34 of the Regulation by any amount payable to the police officer under the Award.

This Regulation is made under the *Police Act 1990*, including section 219 (1) (the general regulation-making power) and section 219 (2) (g) of that Act.

2003 No 498

Clause 1 Police Amendment (Special Leave Benefit) Regulation 2003

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1 Name of Regulation

This Regulation is the *Police Amendment (Special Leave Benefit) Regulation 2003*.

2 Amendment of Police Regulation 2000

The *Police Regulation 2000* is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 34 Special leave benefit where police officer disengaged

Omit “26” from clause 34 (2). Insert instead “39”.

[2] Clause 34 (2A)

Insert after clause 34 (2):

(2A) However, the following provisions apply if the police officer is entitled to be paid a benefit under clause 60 of the *Crown Employees (Police Officers—2003) Award (the Award)*:

- (a) if the amount payable to the police officer under clause 60 of the Award is less than the amount calculated under subclause (2)—the gratuity is to be reduced by the amount payable to the police officer under clause 60 of the Award,
- (b) if the amount payable to the police officer under clause 60 of the Award is the same as or greater than the amount calculated under subclause (2)—the police officer is not entitled to be paid a gratuity under this clause.

[3] Clause 34 (3) and (4)

Omit “such gratuity” wherever occurring.

Insert instead “gratuity under this clause”.

[4] Clause 34 (5)

Insert after clause 34 (4):

- (5) Any amendment to this clause that changes the entitlements of a police officer to a gratuity under this clause applies only to an offer of a disengagement benefit referred to in subclause (1) that is made after the commencement of that amendment.