

**DETERMINATIONS OF THE SECRETARY OF STATE UNDER THE POLICE
REGULATIONS 2003**

The Secretary of State, in exercise of the powers conferred by regulations 22 and 26 of the Police Regulations 2003 (SI 2003/537), as amended, makes the following determination.

In accordance with the requirements of regulation 46 of the Police Regulations 2003, the Secretary of State has taken into consideration the recommendations made by the Police Negotiating Board and supplied that Board with a draft of this determination.

The Secretary of State has determined that—

a) In the determination under regulation 22 of the Police Regulations 2003 (Annex E – Duty), in paragraph (4) (public holidays, rest days and monthly leave days), after sub-paragraph (a)(ii) there shall be inserted the following:

“iii) For the purposes of this determination and the determination made under regulation 26, a member of the rank of constable or sergeant may, with the approval of the chief officer, substitute a day which is not a public holiday within the meaning of regulation 3(1) of the Police Regulations 2003 for any day which is such a public holiday, with the exception of Christmas Day.

iv) A member shall give the chief officer notice of a proposed substitution under sub-paragraph (a)(iii) not less than two months before the first day of the leave year containing the public holiday for which a day is to be substituted.

v) The chief officer shall, subject to the exigencies of the duty, approve a proposed substitution under sub-paragraph (a)(iii).

vi) The chief officer shall prescribe—

1. the manner in which notice is to be given under paragraph (a)(iv);

2. the time within which a member is to be notified of the decision as to approval of a proposed substitution; and

3. arrangements by which a member may propose a different date to be substituted for the public holiday, where the exigencies of duty prevent the chief officer from approving a proposed substitution.

vii) Where a proposed substitution has been approved under paragraph (a)(v) and the member later transfers to another police force, the substitution shall, subject to the exigencies of duty, continue to have effect in that other force.”.

b) The amendment in paragraph (1) above shall have effect from 22nd November 2012, but, in its application to a leave year commencing before 1st April 2013, the new paragraph (4)(a)(iv) of Annex E shall have effect as if it required notice of the proposed substitution to be given not later than 31st January 2013.