



# Ministry of Defence Police Act 1987

## 1987 CHAPTER 4

### 1 The Ministry of Defence Police.

- (1) There shall be a police force to be known as the Ministry of Defence Police and consisting—
  - (a) of persons nominated by the Secretary of State; and
  - (b) of persons who at the coming into force of this Act are special constables by virtue of appointment under section 3 of the Special Constables Act <sup>M1</sup> 1923 on the nomination of the Defence Council.
- (2) A person nominated under subsection (1) above shall—
  - (a) in England and Wales be attested as a constable by making the declaration required of a member of a police force maintained under [<sup>F1</sup>the Police Act 1996] before a justice of the peace;
  - (b) in Scotland make the declaration required of a [<sup>F2</sup>constable of the Police Service of Scotland by section 10 of the Police and Fire Reform (Scotland) Act 2012 before a sheriff or justice of the peace]; and
  - (c) in Northern Ireland be attested as a constable by [<sup>F3</sup>making the declaration] required of a member of the Royal Ulster Constabulary before a justice of the peace.
- (3) The Secretary of State shall appoint a chief constable for the Ministry of Defence Police, and they shall operate under the chief constable's direction and control.
- (4) The Secretary of State shall have power—
  - (a) to suspend a member of the Ministry of Defence Police from duty; and
  - (b) to terminate a person's membership.
- [<sup>F4</sup>(5) The Secretary of State shall appoint a committee, to be known as the Ministry of Defence Police Committee—
  - (a) to advise him with respect to such matters concerning the Ministry of Defence Police as he may from time to time require; and
  - (b) to exercise such other functions as may be conferred on it by or under this Act; and the Secretary of State may make regulations concerning the membership and the procedure of the Committee.]

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*Changes to legislation: There are currently no known outstanding effects for the Ministry of Defence Police Act 1987, Section 1. (See end of Document for details)*

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- (6) The power to make regulations conferred by subsection (5) above shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

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#### **Textual Amendments**

- F1** Words in s. 1(2)(a) substituted (22.8.1996) by 1996 c. 16, ss. 103(1), 104(1), **Sch. 7 Pt. II para. 41**
- F2** Words in s. 1(2)(b) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 20(2)**
- F3** Words in s. 1(2)(c) substituted (9.2.1999) by 1998 c. 32, s. 74(1), **Sch. 4 para. 16**; S.R. 1999/48, **art. 3** (with [art. 4](#))
- F4** S. 1(5) substituted (9.3.2004) by [Police Reform Act 2002 \(c. 30\)](#), **ss. 79(3)**, 108(2); S.I. 2004/636, art. 2

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#### **Marginal Citations**

- M1** 1923 c. 11.

**Changes to legislation:**

There are currently no known outstanding effects for the Ministry of Defence Police Act 1987, Section 1.