

---

DRAFT STATUTORY INSTRUMENTS

---

**2011 No.**

**POLICE, ENGLAND AND WALES**

The Elected Local Policing Bodies (Complaints  
and Misconduct) Regulations 2011

*Made* - - - - *\*\*\**  
*Coming into force* *16th January 2012*

THE ELECTED LOCAL POLICING BODIES  
(COMPLAINTS AND MISCONDUCT) REGULATIONS 2011

PART 1

1. Citation and commencement
2. Interpretation
3. General functions of the Commission
4. Guidance
5. Reports to the Secretary of State
6. General duties of police and crime panels, relevant office holders and chief officers of police
7. Delegation of powers and duties by police and crime panels

PART 2

8. Duties to preserve evidence
9. Notification and recording of complaints
10. Failures to record or notify a complaint
11. Notification and recording of conduct matters arising in civil proceedings
12. Recording of conduct matters in other cases
13. Reference of serious complaints and conduct matters to the Commission
14. Duties of Commission on a reference
15. Disapplication of requirements of Regulations
16. Withdrawn and discontinued complaints
17. Conduct occurring outside England and Wales

PART 3

18. Power to determine the form of an investigation

19. Investigations managed by the Commission
20. Investigations by the Commission itself
21. Combining and splitting investigations
22. Suspension and resumption of an investigation
23. Restrictions on proceedings pending the conclusion of an investigation
24. Power to discontinue an investigation
25. Reports on investigations
26. Action in response to an investigation report

#### PART 4

27. Complaints to which this Part applies
28. Informal resolution
29. Resolution in accordance with Part 3 of the Local Government Act 2000

#### PART 5

30. Address for receipt of complaints
  31. Copies of complaints etc
  32. Duty to keep complainant and any interested person informed
  33. Exceptions to the duty to keep the complainant and any interested person informed
  34. Keeping of records by police and crime panels
  35. Provision of information to the Commission
  36. Access to premises on behalf of the Commission
  37. Manner and time limits of notifications
  38. Register to be kept by the Commission
- Signature  
Explanatory Note