



Police and Criminal Evidence Act 1984

1984 CHAPTER 60

PART IX

POLICE COMPLAINTS AND DISCIPLINE

Handling of complaints etc.

92 Powers of Authority to direct reference of reports etc. to Director of Public Prosecutions.

- (1) When a chief officer of police has performed all duties imposed on him by sections 90 and 91 above in relation to the report of an investigation concerning the conduct of an officer who is not a senior officer, it shall be the duty of the Authority—
 - (a) to determine whether the report indicates that a criminal offence may have been committed by that officer; and
 - (b) if so, to consider whether the offence is such that the officer ought to be charged with it.
- (2) If the Authority consider that the officer ought to be charged, it shall be their duty to direct the chief officer to send the Director of Public Prosecutions a copy of the report.
- (3) When the Authority give a direction under subsection (2) above, they may also direct the chief officer to send the Director the information contained in the memorandum under section 90 above.
- (4) If the investigation was an investigation of a complaint, the Authority shall direct the chief officer to send the Director a copy of the complaint or of the record of the complaint.
- (5) It shall be the duty of a chief officer to comply with any direction under this section.
- (6) Sections 90 and 91 above shall apply where a copy of a report is sent to the Director under this section as they apply where a copy is sent to him under section 90(4) above.

Status:

Point in time view as at 05/03/1994. This version of this provision has been superseded.

Changes to legislation:

Police and Criminal Evidence Act 1984, Section 92 is up to date with all changes known to be in force on or before 17 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.