



Police Act 1996

CHAPTER 16

POLICE ACT 1996

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Status: Point in time view as at 12/01/2010.

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England (except London)

Wales

SCHEDULE 2 — Police authorities established under section 3

Membership of police authorities

- 1 (1) The Secretary of State shall by regulations make provision...

Appointment of councillor members

- 2 Regulations under paragraph 1 shall provide that—

Appointment of other members

- 3 (1) Regulations under paragraph 1 shall provide that the members...

Chairman and vice chairmen

- 4 (1) The Secretary of State shall by regulations provide that—...

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Standards committees

5 The Secretary of State may by regulations make provision as...

Consultation

6 Before making regulations under this Schedule the Secretary of State...

Supplementary

7 (1) Regulations under this Schedule may make different provision for...

Interpretation

8 (1) For the purposes of this Schedule a council is...

9 In this Schedule “ lay justice ” has the meaning...

SCHEDULE 2A — The Metropolitan police authority

Membership of Authority

1 (1) The Secretary of State shall by regulations make provision...

Appointment of members from London Assembly etc

2 Regulations under paragraph 1 shall provide that the members falling...

Appointment of other members

3 (1) Regulations under paragraph 1 shall provide that—

Chairman and vice chairmen

4 (1) The Secretary of State shall by regulations provide that—...

Standards committees

5 The Secretary of State may by regulations make provision as...

Consultation

6 Before making any regulations under this Schedule, the Secretary of...

Supplementary

7 (1) Regulations under this Schedule may make transitional, consequential, incidental...

Interpretation

8 In this Schedule “ lay justice ” has the meaning...

SCHEDULE 3 — Police authorities: selection of independent members

Selection panels

1 (1) There shall be a selection panel

2 A person shall be disqualified for being appointed as or...

3 (1) A person shall be appointed to hold office as...

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- 4 A member of a selection panel may be removed from...
- 5 A person who ceases to be a member of a...
- 6 (1) The acts and proceedings of any person appointed to...
- 7 (1) A police authority shall make to members of the...

Functions of selection panel

- 8 (1) Where appointments to a police authority are to be...
- 9 A person shall not be nominated under paragraph 8 in...
- 10 In exercising their functions a selection panel shall have regard...
- 11 (1) The Secretary of State may make regulations as to—...

Secretary of State's short-list

- 12 (1) Where the Secretary of State receives a notice under...
- 13 (1) This paragraph has effect where the number of persons...
- 14 The Secretary of State shall give to the designated members...

SCHEDULE 3A — Police authorities: selection of lay justice members

Lay justice selection panels

- 1 (1) There shall be a selection panel—

Lay justice selection panels

- 2 A person shall be disqualified for being appointed as or...

Lay justice selection panels

- 3 Paragraphs 3 to 7 of Schedule 3 apply in relation...

Functions of lay justice selection panels

- 4 (1) Where appointments of lay justices to a police authority...

Functions of lay justice selection panels

- 5 (1) The Secretary of State may make regulations as to—...

Procedure if too few candidates short-listed

- 6 (1) This paragraph applies where the number of persons on...

SCHEDULE 4 — Form of Declaration

SCHEDULE 4A — Further provision about Her Majesty's Inspectors of Constabulary

Delegation of functions

- 1 (1) An inspector of constabulary may delegate any of his...

Inspection programmes and inspection frameworks

- 2 (1) The chief inspector of constabulary shall from time to...

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Inspections by other inspectors of organisations within remit of inspectors of constabulary

- 3 (1) If— (a) a person or body within sub-paragraph (2)...

Co-operation

- 4 The inspectors of constabulary shall co-operate with—

Joint action

- 5 (1) The inspectors of constabulary may act jointly with another...

Assistance for other public authorities

- 6 (1) The chief inspector of constabulary may if he thinks...

Orders under this Schedule

- 7 A statutory instrument containing an order under this Schedule shall...

SCHEDULE 5 — The Police Complaints Authority

Constitution of Authority

- 1 The Police Complaints Authority

Status of Authority

- 2 The Police Complaints Authority

Members

- 3 The Police Complaints Authority
4 The Police Complaints Authority
5 The Police Complaints Authority

Staff

- 6 The Police Complaints Authority
7 The Police Complaints Authority
8 The Police Complaints Authority

Power of Authority to set up regional offices

- 9 The Police Complaints Authority

Proceedings

- 10 The Police Complaints Authority
11 The Police Complaints Authority

Finance

- 12 The Police Complaints Authority
13 The Police Complaints Authority

SCHEDULE 6 — Appeals to police appeals tribunals

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Police appeals tribunals

- 1 (1) In the case of an appeal by a senior...
- 2 (1) In the case of an appeal by a member...

Notice of appeal

- 3 An appeal shall be instituted by giving notice of appeal...

Respondent

- 4 On any appeal the respondent shall be such person as...

Casting vote

- 5 Where there is an equality of voting among the members...

Hearing

- 6 (1) A police appeals tribunal may determine a case without...

Effect of orders

- 7 (1) Where on the determination of an appeal the tribunal...

Remuneration and expenses

- 8 Members of a police appeals tribunal shall be—

Costs

- 9 (1) An appellant shall pay the whole of his own...

Interpretation

- 10 In this Schedule— (a) “senior officer” means a member of...

SCHEDULE 7 — Consequential amendments

Part I — REFERENCES TO POLICE AUTHORITIES ESTABLISHED UNDER SECTION 3 OF POLICE ACT 1964

- 1 (1) In the provisions referred to in sub-paragraph (2), for...

Part II — OTHER CONSEQUENTIAL AMENDMENTS

Pedlars Act 1871 (c. 96)

- 2 In section 5 of the Pedlars Act 1871, in paragraph...
- 3 In section 8 of that Act— (a) for “police district”...
- 4 In section 9 of that Act for “police district”, in...
- 5 In section 21 of that Act for “district” there shall...
- 6 In Schedule 2 to that Act for “police district” in...

Parks Regulation Act 1872 (c. 15)

- 7 In section 7 of the Parks Regulation Act 1872 for...
- 8 In section 8 of that Act for “of the district”...

Riot (Damages) Act 1886 (c. 38)

- 9 In section 2(1) of the Riot (Damages) Act 1886—

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- 10 In section 3 of that Act— (a) in subsection (1)...
11 In section 9 of that Act— (a) for “police district”...

Local Government Act 1958 (c. 55)

- 12 In section 60(2) of the Local Government Act 1958 after...

Superannuation (Miscellaneous Provisions) Act 1967 (c. 28)

- 13 (1) Section 13 of the Superannuation (Miscellaneous Provisions) Act 1967...

Police (Scotland) Act 1967 (c. 77)

- 14 (1) Section 26 of the Police (Scotland) Act 1967 shall...
15 In section 39(4) of that Act, for “or section 141...”

Firearms Act 1968 (c. 27)

- 16 In Schedule 1 to the Firearms Act 1968, in paragraph...

Police Act (Northern Ireland) 1970 (c. 9 (N.I.))

- 17

Pensions (Increase) Act 1971 (c. 56)

- 18 (1) Schedule 2 to the Pensions (Increase) Act 1971 shall...

Superannuation Act 1972 (c. 11)

- 19 In section 15(5)(b) of the Superannuation Act 1972 for “section...
20 Schedule 1 to that Act shall continue to have effect...”

Local Government Act 1972 (c. 70)

- 21 In section 94(5)(b) of the Local Government Act 1972 for...

Overseas Pensions Act 1973 (c. 21)

- 22 In section 2(2)(d)(i) of the Overseas Pensions Act 1973 for...

Juries Act 1974 (c. 23)

- 23 In Schedule 1 to the Juries Act 1974, in Part...

House of Commons Disqualification Act 1975 (c. 24)

- 24 In section 1(3) of the House of Commons Disqualification Act...

Northern Ireland Assembly Disqualification Act 1975 (c. 25)

- 25 In section 1(2) of the Northern Ireland Assembly Disqualification Act...

Salmon and Freshwater Fisheries Act 1975 (c. 51)

- 26 In Schedule 3 to the Salmon and Freshwater Fisheries Act...

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Sex Discrimination Act 1975 (c. 65)

27 (1) Section 17 of the Sex Discrimination Act 1975 shall...

Police Pensions Act 1976 (c.35)

28 Section 1(1) of the Police Pensions Act 1976 shall continue...

29 (1) Section 7(2) of that Act shall be amended as...

30 (1) Section 11 of that Act (interpretation) shall be amended...

Race Relations Act 1976 (c. 74)

31

Interpretation Act 1978 (c. 30)

32 In Schedule 1 to the Interpretation Act 1978 (words and...

Finance Act 1981 (c. 35)

33 In section 107(3)(k) of the Finance Act 1981 for “section...

Police and Criminal Evidence Act 1984 (c. 60)

34 In section 5(1) of the Police and Criminal Evidence Act...

35 In section 50(2) of that Act for paragraph (a) there...

36 In section 55(14) of that Act for paragraph (a) there...

37 In section 64(6B) of that Act— (a) the definition of...

38 In section 77(3) of that Act, in the definition of...

Prosecution of Offences Act 1985 (c. 23)

39 In section 3(3) of the Prosecution of Offences Act 1985,...

Housing Act 1985 (c. 68)

40 In Schedule 1 to the Housing Act 1985, in paragraph...

Ministry of Defence Police Act 1987 (c. 4)

41 In section 1(2)(a) of the Ministry of Defence Police Act...

Football Spectators Act 1989 (c. 37)

42

Aviation and Maritime Security Act 1990 (c. 31)

43 In section 22(4)(b)(i) of the Aviation and Maritime Security Act...

Local Government Act 1992 (c. 19)

44 In section 17(6) of the Local Government Act 1992 for...

Tribunals and Inquiries Act 1992 (c. 53)

45 In section 7 of the Tribunals and Inquiries Act 1992,...

46 In Schedule 1 to that Act, in Part I, after...

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Criminal Appeal Act 1995 (c.35)

47 In section 22(2)(c) of the Criminal Appeal Act 1995 for...

SCHEDULE 8 — Transitional provisions, savings etc.

Part I — GENERAL PROVISIONS

Continuity of the law

1 (1) The repeal (or revocation) and re-enactment of provisions in...

General saving for old transitional provisions and savings

2 The repeal by this Act of any provision of Part...

3 The repeal by this Act of an enactment previously repealed...

Use of existing forms, etc.

4 Any reference to an enactment repealed by this Act which...

Part II — PROVISIONS RELATING TO PARTICULAR ENACTMENTS

Pedlars Act 1871

5 Any reference to a police district contained in—

Savings relating to the Police Act 1964

6 Notwithstanding the repeal by this Act of subsection (4) of...

7 Notwithstanding the repeal by this Act of subsection (4) of...

Saving for transitional provisions under the Police and Magistrates' Courts Act 1994

8 Without prejudice to the generality of paragraph 1(4) above, any...

Police areas

9 For the period beginning with the commencement of Schedule 1...

10 Notwithstanding the repeal by this Act of sections 21A and...

Part III — PROVISIONS RELATING TO COMPLAINTS AND DISCIPLINE

Modification of enactments pending commencement of new discipline procedures

11 (1) Until such day as the Secretary of State may...

Modification of section 81

12 Until such day as the Lord Chancellor may appoint under...

Saving for complaints procedures established for other bodies of constables

13 The coming into force of any provision of Part IV...

SCHEDULE 9 — Repeals and revocations

Part I — REPEALS: GENERAL

Part II — REPEALS CONSEQUENTIAL ON NEW DISCIPLINE AND
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— TABLE OF DERIVATIONS

- 1 Notes:
- 2 The following abbreviations are used in the Table:— 1964 =...

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