



Police Act 1996

1996 CHAPTER 16

[^{F1}PART 4A

POLICE BARRED LIST AND POLICE ADVISORY LIST

Police advisory list

[^{F1}88K Effect of inclusion in police advisory list

- (1) Before employing or appointing any person, a person mentioned in subsection (3) must check with the College of Policing whether the proposed employee or proposed appointee (as the case may be) is included in the police advisory list.
- (2) For the purposes of subsection (1) a person who is to be seconded to work for a person mentioned in subsection (3), and who will not be employed by that person, is to be regarded as being appointed by that person.
- (3) The persons referred to in subsections (1) and (2) are—
 - (a) a chief officer of police;
 - (b) a local policing body;
 - (c) the chief inspector of constabulary;
 - (d) the [^{F2}Independent Office for Police Conduct];
 - (e) a person specified in regulations made by the Secretary of State for the purposes of section 88C(5)(e).
- (4) In this section—
 - (a) a person who is specified in regulations under section 88C(5)(e) is referred to as a specified person, and
 - (b) in relation to that person, the functions in relation to the exercise of which the person is specified are referred to as specified functions.
- (5) In relation to a specified person—

Changes to legislation: There are currently no known outstanding effects for the Police Act 1996, Section 88K. (See end of Document for details)

- (a) the duty in subsection (1) applies only to the extent that the proposed employee or proposed appointee (as the case may be) will be involved in the exercise of specified functions;
 - (b) the additional duty in subsection (6) applies where the specified person is proposing to arrange for an existing employee or existing appointee to become involved in the exercise of specified functions (not having previously been so involved).
- (6) Before making the arrangement, the specified person must check with the College of Policing whether the existing employee or existing appointee (as the case may be) is included in the police advisory list.
- (7) For the purposes of subsections (5) and (6) a person who is seconded to work for a specified person is to be regarded as an existing appointee of that person (if not an existing employee of that person).
- [Before designating a person as a community support volunteer or a policing support ^{F3}(8) volunteer under section 38 of the Police Reform Act 2002, a chief officer of police must check with the College of Policing whether the person is included in the police advisory list.]]

Textual Amendments

- F1** Pt. 4A inserted (31.1.2017 for specified purposes, 15.12.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), **Sch. 8**; S.I. 2017/1139, reg. 2(c) (as amended by S.I. 2017/1162, reg. 2)
- F2** Words in s. 88K(3)(d) substituted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), **Sch. 9 para. 65(3)(c)**; S.I. 2017/1249, reg. 2 (with reg. 3)
- F3** S. 88K(8) inserted (31.1.2017 for specified purposes, 15.12.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), **ss. 42(4)**, 183(1)(5)(e); S.I. 2017/1139, reg. 2(h) (as amended by S.I. 2017/1162, reg. 2)

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