



Private Security Industry Act 2001

2001 CHAPTER 12

Approved contractors

15 Arrangements for the grant of approvals

- (1) It shall be the duty of the Authority to secure that there are arrangements in force for granting approvals to persons who—
 - (a) are providing security industry services [^{F1}in the United Kingdom] ; and
 - (b) seek approval in respect of any such services that they are providing, or are proposing to provide.
- (2) The arrangements must—
 - (a) allow for an approval to be granted either in respect of all the services in respect of which it is sought or in respect of only some of them;
 - (b) ensure that an approval is granted to a person in respect of any services only if the condition for the grant of an approval is satisfied in accordance with subsection (3);
 - (c) provide for an approval granted to any person to have effect subject to such conditions (whether or not connected with the provision of the services in respect of which the approval is granted) as may be contained in the approval;
 - (d) enable a person to whom the Authority is proposing to grant an approval to refuse it if the proposal is in different terms from the approval which was sought;
 - (e) make provision for the handling of complaints and disputes which—
 - (i) are required by the conditions of an approved person's approval to be dealt with in accordance with a procedure maintained by him in pursuance of those conditions; but
 - (ii) are not disposed of by the application of that procedure;
 - (f) provide for an approval to cease to have effect (unless renewed)—
 - (i) except in a case to which sub-paragraph (ii) applies, at the end of the period of three years beginning with the day on which it is granted; and

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- (ii) in a case for which provision as to the duration of the approval is made by the Secretary of State by order, for such other period beginning with that day as may be specified in the order;
 - (g) provide for the modification and withdrawal of approvals.
- (3) The condition that must be fulfilled before an approval is granted to any person is that the Authority is satisfied that he—
 - (a) will comply, in providing the services in respect of which he is approved, with such technical and other requirements as may be prescribed;
 - (b) is a person in relation to whom such other requirements as may be prescribed are, and will continue to be, satisfied;
 - (c) is, and will continue to be, able and willing to comply with any requirements that the Authority is proposing to impose by means of conditions of the approval; and
 - (d) is otherwise a fit and proper person to be approved in respect of those services.
- (4) Regulations made by virtue of paragraph (a) or (b) of subsection (3) may frame a requirement for the purposes of that subsection by reference to the opinion of a person specified in the regulations, or of a person chosen in a manner determined in accordance with the regulations.
- (5) The requirements which (subject to subsection (6)) may be imposed by conditions contained in an approval in accordance with the arrangements include—
 - (a) requirements to provide information to such persons, in such form, at such times and in response to such requests as may be specified in or determined under the terms of the condition;
 - (b) requirements framed by reference to the opinion or directions of a person specified in or chosen in accordance with provision contained in the conditions.
- (6) Nothing in the arrangements shall authorise the imposition, by conditions contained in an approval, of any requirements for—
 - (a) the provision of information, or
 - (b) the maintenance of a procedure for handling complaints or disputes,
 in relation to any matter other than one appearing to the Authority to be relevant to the matters mentioned in subsection (3)(a) to (d).
- (7) Any requirement to provide information that is imposed in accordance with the arrangements on any person by the conditions of his approval shall be enforceable at the suit or instance of the Authority.
- (8) Where any arrangements under this section so provide, a person who—
 - (a) seeks an approval under the arrangements,
 - (b) applies for a modification of such an approval,
 - (c) is for the time being approved under the arrangements, or
 - (d) has his approval under the arrangements modified wholly or partly in consequence of an application made by him,
 shall pay to the Authority, at such time or times as may be prescribed, such fee or fees as may be prescribed in relation to that time or those times.

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Textual Amendments

- F1** Words in s. 15(1)(a) substituted (8.3.2009) by [Justice and Security \(Northern Ireland\) Act 2007 \(c. 6\)](#), ss. 48(6), [49\(4\)](#); [S.I. 2009/446](#), [art. 2\(1\)\(2\)\(b\)](#)
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Commencement Information

- I1** S. 15(2)(f)(ii)(3)(a)(b)(4)(8) in force at 1.4.2003 for certain purposes by [S.I. 2002/3125](#), [art. 4\(f\)](#)
- I2** S. 15 in force at 6.7.2006 for specified purposes for S. by [S.S.I. 2006/382](#), [art. 3\(b\)](#)
- I3** S. 15 in force at 6.4.2007 for S. in so far as not already in force by [S.S.I. 2007/242](#), [art. 3\(b\)](#)
- I4** S. 15 in force at 11.3.2009 for specified purposes for N.I. by [S.I. 2009/644](#), [art. 3](#)
- I5** S. 15 in force at 1.5.2009 for N.I. In so far as not already in force by [S.I. 2009/1058](#), [art. 3](#)
- I6** S. 15(1)(2)(a)-(e)(f)(i)(3)(c)(d (5)-(7) in force at 20.3.2006 by [S.I. 2006/392](#), [art. 2\(b\)](#)
- I7** S. 15(2)(f)(ii)(3)(a)(b)(4)(8) in force at 20.3.2006 in so far as not already in force by [S.I. 2006/392](#), [art. 2\(b\)](#)

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 15(2)(a)(b) words inserted by [2010 c. 17 s. 43\(5\)\(a\)](#)
- s. 15(2)(c) words inserted by [2010 c. 17 s. 43\(5\)\(b\)](#)
- s. 15(3)(a) words inserted by [2010 c. 17 s. 43\(6\)\(a\)](#)
- s. 15(3)(d) words inserted by [2010 c. 17 s. 43\(6\)\(b\)](#)
- specified provision(s) amendment to earlier commencing SI 2005/243, arts. 2(c), 4 by [S.I. 2005/362 art. 2](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4A4B and cross-heading inserted by [2010 c. 17 s. 42\(2\)](#)
- s. 4A(9)(a) words substituted by [2020 c. 17 Sch. 24 para. 443\(1\)](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 4A by 2010 c. 17, s. 42(2) is still prospective.)
- s. 6(1A) inserted by [2010 c. 17 s. 42\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 44 repealed (1.10.2012) without ever being in force by 2012 c. 9, Sch. 10 Pt. 3; S.I. 2012/2075, art. 3(h))
- s. 8(9) inserted by [2010 c. 17 Sch. 1 para. 8](#)
- s. 9(2A)-(2C) inserted by [2010 c. 17 s. 42\(4\)](#)
- s. 14(1A) inserted by [2010 c. 17 s. 43\(3\)\(c\)](#)
- s. 15(1)(1A) substituted for s. 15(1) by [2010 c. 17 s. 43\(4\)](#)
- s. 17(1)(b) and word inserted by [2010 c. 17 s. 43\(8\)\(b\)](#)
- s. 19(1)(b) and word inserted by [2010 c. 17 s. 42\(5\)\(b\)](#)
- s. 19(8)(b)(ba) substituted for s. 19(8)(b) by [2010 c. 17 Sch. 1 para. 9](#)
- s. 22A inserted by [2010 c. 17 s. 44\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 42(3) repealed (1.10.2012) without ever being in force by 2012 c. 9, Sch. 10 Pt. 3; S.I. 2012/2075, art. 3(h))
- s. 22B inserted by 2010 c. 17 s. 44(2) (as substituted) by [S.I. 2012/2595 art. 22\(4\)](#) (2010 c. 17, s. 44 which make's the insertion of s. 22B was never brought into force and was partially repealed 1.10.2012 for E and W by 2012 c. 9, Sch. 10 Pt. 3 Si 2012/2075, art. 3(e)(h))
- s. 23(3) inserted by [2010 c. 17 s. 42\(6\)](#)
- s. 23A inserted by [2010 c. 17 Sch. 1 para. 10](#)
- s. 25(1A) inserted by [2010 c. 17 s. 42\(7\)](#)