

# CRIMINAL JUSTICE AND POLICE ACT 2001

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### *Schedule 3: The Central Police Training and Development Authority*

#### **Part 5: Police Organisation**

#### **Pensions for ACPO staff**

#### *Section 104: Vice-chairmen*

324. *Subsections (1) and (2)* amend Schedules 2 and 2A of the Police Act 1996, to allow for the appointment of police authority vice-chairmen. Police authorities and the Service Authorities for NCS and NCIS currently have a statutory chairman but not a statutory vice-chairman. In practice, most police authorities appoint a non-statutory vice-chairman and in some of the larger authorities (e.g. the Metropolitan Police Authority) more than one. This section gives police authority vice-chairmen official recognition on a statutory footing roughly in line with that relating to local authorities, as determined by section 5 of the Local Government Act 1972. Police authorities will not be required to appoint a vice-chairman, but will be given the discretion to appoint one or more as appropriate.
325. *Subsection (3)* amends Schedule 2 of the Police Act 1997, to allow for the appointment of a vice-chairman to the Service Authorities of both NCIS and NCS. The appointee must be a core member (for a definition of “core members” please see paragraph 335 of these notes) of the NCIS/NCS Service Authorities and the appointment must be made by the Secretary of State after consultation with Scottish Ministers. There will be no requirement to appoint a vice-chairman.
326. *Subsections (4) to (9)* make consequential amendments to existing legislation (the Police Act 1996, the Police Act 1997, the Local Government Act 1972) relating to the functions and duties of chairmen by adding references to “vice-chairmen”. This will allow a vice-chairman formally to deputise for the chairman and receive additional allowances in respect of extra work carried out.