

# Police Reform Act 2002

# **CHAPTER 30**

# POLICE REFORM ACT 2002

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- 2 Codes of practice for chief officers
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- 13 Handling of complaints, conduct matters and DSI matters etc.
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29 Interpretation of Part 2

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- 93 Quorum for the Service Authorities under the 1997 Act
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- 97 Crime and disorder reduction partnerships
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- 12 Authentication of the Commission's seal
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1 (1) Where a complaint is made about the conduct of...

Initial handling and recording of complaints

2 (1) Where a complaint is made to the Commission, it...

Failures to notify or record a complaint

3 (1) This paragraph applies where anything which is or purports...

Reference of complaints to the Commission

4 (1) It shall be the duty of the appropriate authority...

Duties of Commission on references under paragraph 4

5 (1) It shall be the duty of the Commission in...

Handling of complaints by the appropriate authority

6 (1) This paragraph applies where a complaint has been recorded...

Disapplication of requirements of Schedule

7 (1) If, in a case in which paragraph (6) applies,...

Local resolution of complaints

8 (1) The arrangements made by the appropriate authority for subjecting...

Appeals relating to complaints dealt with other than by investigation

8A (1) The complainant shall have a right of appeal to... Part 2 — HANDLING OF CONDUCT MATTERS

Conduct matters arising in civil proceedings

10 (1) This paragraph applies where— (a) a local policing body...

Recording etc. of conduct matters in other cases

11 (1) This paragraph applies where— (a) a conduct matter comes...

Duties to preserve evidence relating to conduct matters

12 (1) Where a recordable conduct matter that relates to the...

Reference of conduct matters to the Commission

13 (1) It shall be the duty of a local policing...

Duties of Commission on references under paragraph 13

14 (1) It shall be the duty of the Commission, in...
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Duty to record DSI matters

14A (1) Where a DSI matter comes to the attention of...

Duty to preserve evidence relating to DSI matters

14B (1) Where— (a) a DSI matter comes to the attention...

Reference of DSI matters to the Commission

14C (1) It shall be the duty of the appropriate authority...

Duties of Commission on references under paragraph 14C

14D (1) It shall be the duty of the Commission, in... Part 3 — INVESTIGATIONS AND SUBSEQUENT PROCEEDINGS

Power of the Commission to determine the form of an investigation

15 (1) This paragraph applies where— (a) a complaint, recordable...

Investigations by the appropriate authority on its own behalf

16 (1) This paragraph applies if the appropriate authority is required...

Investigations supervised by the Commission

17 (1) This paragraph applies where the Commission has determined that...

Investigations managed by the Commission

18 (1) This paragraph applies where the Commission has determined that...

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19 (1) This paragraph applies where the Commission has determined that...

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19A Paragraphs 19B to 19E apply to investigations of complaints or...

Assessment of seriousness of conduct under investigation

19B (1) If, during the course of an investigation of a...

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19C (1) This paragraph applies to— (a) an investigation of a...

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Interview of person whose conduct is being investigated

19D (1) The Secretary of State may by regulations make provision...

Duty to provide certain information to appropriate authority

19E (1) This paragraph applies during the course of an investigation...

Interview of persons serving with the police etc during certain investigations

19F (1) This paragraph applies to an investigation of a complaint,...

Restrictions on proceedings pending the conclusion of an investigation

20 (1) No criminal or disciplinary proceedings shall be brought in...

Accelerated procedure in special cases

20A (1) If, at any time before the completion of his...

*Investigations managed or carried out by Commission: action by appropriate authority* 20B (1) This paragraph applies where — (a) a statement and...

Investigations managed or carried out by Commission: action by Commission

20C (1) On receipt of a notification under paragraph 20B(6), the...

Investigations managed or carried out by Commission: action by Commission

20D (1) On receipt of a memorandum under paragraph 20B(7), the...

Other investigations: action by appropriate authority

20E (1) This paragraph applies where— (a) a statement and a...

*Other investigations: action by appropriate authority* 

20F (1) If the appropriate authority certifies a case under paragraph...

20G

Special cases: recommendation or direction of Commission

20H (1) Where the appropriate authority has submitted, or is required...

Special cases: recommendation or direction of Commission

20I (1) Where— (a) the Commission makes a recommendation under paragraph...

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21 (1) The Commission may by order require the discontinuance of...

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21A (1) If during the course of an investigation of a...

Final reports on investigations: complaints, conduct matters and certain DSI matters

22 (1) This paragraph applies on the completion of an investigation...

Action by the Commission in response to an investigation report under paragraph 22

23 (1) This paragraph applies where— (a) a report on an...

Action by the appropriate authority in response to an investigation report under paragraph 22

24 (1) This paragraph applies where— (a) a report of an...

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24A (1) This paragraph applies on the completion of an investigation...

Action by the Commission in response to an investigation report under paragraph 24A

- 24B (1) If the Commission determines under paragraph 24A(4) that the...
- 24C (1) If the Commission determines under paragraph 24A(4) that there...

Appeals ... with respect to an investigation

25 (1) This paragraph applies where a complaint has been subjected...

Reviews and re-investigations following an appeal

26 (1) On a review under paragraph 25(8)(a) of the findings...

Duties with respect to disciplinary proceedings

27 (1) This paragraph applies where, in the case of any...

Information for complainant about disciplinary recommendations

28 (1) Where— (a) the Commission makes recommendations under paragraph 27...

# Minor definitions

29 In this Part of this Schedule—" direction and control...

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- 30 (1) The relevant appeal body in relation to an appeal...
- 31 (1) This paragraph applies in a case where—
- 32 (1) This paragraph applies in a case where—

#### SCHEDULE 4 — Powers exercisable by police civilians Part 1 — COMMUNITY SUPPORT OFFICERS

- 1 Powers to issue fixed penalty notices
- 1ZA (1) This paragraph applies if a designation applies it to...
  - 1A *Power to require name and address*
  - 2 Power to detain etc.
  - 2A Powers to search individuals and to seize and retain items
  - 2B General power of seizure
  - 3 Power to require name and address of person acting in an anti-social manner

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- 3A Power to require name and address: road traffic offences
- 3B Power to require name and address etc: charity collectors
- 4 Power to use reasonable force to detain person
- 4ZA Where a designation applies this paragraph to any person, that...
- 4ZB Where a designation applies this paragraph to any person, that...
- 4A Power to disperse groups and remove young persons to their place of residence
- 4B Power to disperse groups and remove young persons to their place of residence
- 4C *Power to remove truants and excluded pupils to designated premises etc.*
- 5 *Alcohol consumption in designated public places*
- 5A Power to serve closure notice for licensed premises persistently selling to children
  - 6 *Confiscation of alcohol*
  - 7 Confiscation of tobacco etc.
- 7A Search and seizure powers: alcohol and tobacco
- 7B *Powers to seize and detain: controlled drugs*
- 7C *Powers to seize and detain: controlled drugs*
- 7D Park Trading offences
- 8 Entry to save life or limb or prevent serious damage to property
- 8A Entry to investigate licensing offences
- 9 Seizure of vehicles used to cause alarm etc.
- 10 Abandoned vehicles
- 11 Power to stop vehicle for testing
- 11A *Power to stop cycles*
- 11B Power to control traffic for purposes other than escorting a load of exceptional dimensions
  - 12 *Power to control traffic for purposes of escorting a load of exceptional dimensions*
- 13 Carrying out of road checks
- 13A Power to place traffic signs
- 14 Cordoned areas
- 15 Power to stop and search vehicles etc. in authorised areas
- 15ZA Photographing of persons arrested, detained or given fixed penalty notices
  - 15A Power to modify paragraph 1(2A)
    - Part 2 INVESTIGATING OFFICERS
    - 16 Search warrants
  - 16A Where a designation applies this paragraph to any person—
  - 16B Where a designation applies this paragraph to any person, subsection...
  - 17 Access to excluded and special procedure material
  - 18 Entry and search after arrest
  - 18A Entry and search for evidence of nationality after arrest
  - 19 General power of seizure
  - 20 Access and copying in the case of things seized by constables
  - 21 Arrest at a police station for another offence
  - 22 Power to transfer persons into custody of investigating officers
  - 22A *Powers in respect of detained persons*
  - 23 Power to require arrested person to account for certain matters
  - 24 Extended powers of seizure
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- 25 Attendance at police station for fingerprinting
- 26 Non-intimate searches of detained persons
- 27 Searches and examinations to ascertain identity
- 27A Searches of persons answering to live link bail
- 28 Intimate searches of detained persons
- 29 Fingerprinting without consent
- 30 Warnings about intimate samples
- 31 Non-intimate samples
- 32 Attendance at police station for the taking of a sample
- 33 Photographing persons in police detention
- 33A Taking of impressions of footwear
- 33B *Powers in respect of detained persons*
- 33C Where a designation applies this paragraph to any person, he...
- 33D Where a designation applies this paragraph to any person, he... Part 4 — ESCORT OFFICERS
  - 34 Power to take an arrested person to a police station
  - 35 *Escort of persons in police detention* Part 4A
- 35A Exercise of functions of custody officers
- 35B *Powers in respect of detained persons*
- 35C Where a designation applies this paragraph to any person, he... Part 5 — INTERPRETATION OF SCHEDULE
  - 36 (1) In this Schedule "the relevant police area"—

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- 1 *Power to issue fixed penalty notices*
- 1A (1) This paragraph applies to an accredited person whose accreditation...
- 2 Power to require giving of name and address
- 3 Power to require name and address of person acting in an anti-social manner
- 3A Power to require name and address: road traffic offences
- 4 Alcohol consumption in designated public places
- 5 *Confiscation of alcohol*
- 6 Confiscation of tobacco etc.
- 7 Abandoned vehicles
- 8 *Power to stop vehicle for testing*
- 8A *Power to stop cycles*
- 8B Power to control traffic for purposes other than escorting a load of exceptional dimensions
  - 9 Power to control traffic for purposes of escorting a load of exceptional dimensions
- 9ZA Photographing of persons given fixed penalty notices
  - 9A Power to modify paragraph 1(2A)
  - 10 Meaning of "relevant police area"

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- 1 Power to issue fixed penalty notices
- 2 Power to require giving of name and address
- 3 Photographing of persons given fixed penalty notices
- 4 Interpretation

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- 1 Police (Scotland) Act 1967
- 2 Superannuation Act 1972
- 3 Juries Act 1974
- 4 Rehabilitation of Offenders Act 1974
- 5 House of Commons Disqualification Act 1975
- 6 Northern Ireland Assembly Disqualification Act 1975
- 7 The Police Pensions Act 1976
- 8 Rehabilitation of Offenders (Northern Ireland) Order 1978
- 9 The 1984 Act
- 10 Prosecution of Offences Act 1985
- 11 Road Traffic Act 1988
- 12 In section 183(1) of the Road Traffic Act 1988 (application...
- 13 Aviation and Maritime Security Act 1990
- 14 The 1996 Act
- 15 In section 54 of the 1996 Act (appointment and functions...
- 16 (1) Section 62 of that Act (consultation on terms and...
- 17 In section 63(3) of that Act (consultation with Police Advisory...
- 18 In section 87 of that Act (guidance concerning disciplinary proceedings),...
- 19 (1) In subsection (1) of section 97 of that Act...
- 20 Justices of the Peace Act 1997
- 21 The 1997 Act
- 22 Police (Northern Ireland) Act 1998
- 23 Freedom of Information Act 2000
- 24 Criminal Justice and Police Act 2001

SCHEDULE 8 — Repeals

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