



Police Reform Act 2002

2002 CHAPTER 30

PART 2

COMPLAINTS AND MISCONDUCT

Co-operation, assistance and information

15 General duties of [^{F1}local policing bodies], chief officers and inspectors

- (1) It shall be the duty of—
- every [^{F2}local policing body] maintaining a police force,
 - the chief officer of police of every police force, and
 - every inspector of constabulary carrying out any of his functions in relation to a police force,

to ensure that it or he is kept informed, in relation to that force, about all matters falling within subsection (2).

[^{F3}(1A) It shall be the duty of the Serious Organised Crime Agency to ensure that it is kept informed, in relation to the Agency, about all matters falling within subsection (2).]

[^{F4}(1B) It shall be the duty of the National Policing Improvement Agency to ensure that it is kept informed, in relation to the Agency, about all matters falling within subsection (2).]

- (2) Those matters are—
- matters with respect to which any provision of this Part has effect;
 - anything which is done under or for the purposes of any such provision; and
 - any obligations to act or refrain from acting that have arisen by or under this Part but have not yet been complied with, or have been contravened.

[^{F5}(2A) Subsection (2B) applies in a case where it appears to a local policing body that—

- an obligation to act or refrain from acting has arisen by or under this Part,

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- (b) that obligation is an obligation of the chief officer of police of the police force which is maintained by the local policing body, and
 - (c) the chief officer has not yet complied with that obligation, or has contravened it.
- (2B) The local policing body may direct the chief officer to take such steps as the local policing body thinks appropriate.
- (2C) The chief officer must comply with any direction given under subsection (2B).]
- (3) Where—
- (a) a [^{F6}local policing body] maintaining any police force requires the chief officer of that force or of any other force to provide a member of his force for appointment under paragraph 16, 17 or 18 of Schedule 3,
 - (b) the chief officer of police of any police force requires the chief officer of police of any other police force to provide a member of that other force for appointment under any of those paragraphs, or
 - [^{F7}(c) a [^{F8}local policing body] or chief officer requires the Director General of the Serious Organised Crime Agency to provide a member of the staff of that Agency for appointment under any of those paragraphs.]
- it shall be the duty of the chief officer [^{F9}to whom the requirement is addressed or of the Director General] to comply with it.
- (4) It shall be the duty of—
- (a) every [^{F10}local policing body] maintaining a police force,
 - (b) the chief officer of police of every police force, [^{F11} and]
 - [^{F12}(c) the Serious Organised Crime Agency,]
- to provide the Commission and every member of the Commission's staff with all such assistance as the Commission or that member of staff may reasonably require for the purposes of, or in connection with, the carrying out of any investigation by the Commission under this Part.
- (5) It shall be the duty of—
- (a) every [^{F13}local policing body] maintaining a police force,
 - (b) the chief officer of every police force, [^{F14} and]
 - [^{F15}(c) the Serious Organised Crime Agency,]
- to ensure that a person appointed under paragraph 16, 17 or 18 of Schedule 3 to carry out an investigation is given all such assistance and co-operation in the carrying out of that investigation as that person may reasonably require
- (6) The duties imposed by subsections (4) and (5) on a [^{F16}local policing body] maintaining a police force and on the chief officer of such a force and on [^{F17}the Serious Organised Crime Agency] have effect—
- (a) irrespective of whether the investigation relates to the conduct of a person who is or has been a member of that force or [^{F18}a member of the staff of the Agency]; and
 - (b) irrespective of who has the person appointed to carry out the investigation under his direction and control;
- but a chief officer of a third force may be required to give assistance and co-operation under subsection (5) only with the approval of the chief officer of the force to which the person who requires it belongs ^{F19}

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- (7) In subsection (6) “third force”, in relation to an investigation, means a police force other than—
- (a) the force to which the person carrying out the investigation belongs; or
 - (b) the force to which the person whose conduct is under investigation belonged at the time of the conduct;
- [^{F20} and where the person whose conduct is under investigation was a member of the staff of the Serious Organised Crime Agency at the time of the conduct, “third force” means any police force other than the force to which the person carrying out the investigation belongs.]
- [^{F21}(8) Where the person who requires assistance and co-operation under subsection (5) is a member of the staff of the Serious Organised Crime Agency, a chief officer of a third force may be required to give that assistance and co-operation only with the approval of the Director General of the Agency.
- [^{F22}(8A) Where the person who requires assistance and co-operation under subsection (5) is a member of the staff of the National Policing Improvement Agency—
- (a) the chief officer of a third force, or
 - (b) the [^{F23}local policing body] maintaining a third force,
- may be required to give that assistance and co-operation only with the approval of the chief executive of the National Policing Improvement Agency.
- (8B) In subsections (8) and (8A) “third force”, in relation to an investigation, means any police force other than the force to which the person whose conduct is under investigation belonged at the time of the conduct.]
- (9) Where—
- (a) the person carrying out an investigation is not a member of the staff of the Serious Organised Crime Agency; and
 - (b) the person whose conduct is under investigation was not a member of the staff of the Agency at the time of the conduct,
- [^{F24}the Agency may be required to give assistance and co-operation under subsection (5) only with the approval of the relevant directing officer.]]
- [^{F25}(10) In subsection (9) “the relevant directing officer”—
- (a) in a case where the person who requires assistance and co-operation belongs to a police force, means the chief officer of that force; and
 - (b) in a case where the person who requires assistance and co-operation is a member of the staff of the National Policing Improvement Agency, means the chief executive of that Agency.]

Textual Amendments

- F1** Words in s. 15 title substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 281\(2\)](#); S.I. 2011/3019, art. 3, Sch. 1
- F2** Words in s. 15(1)(a) substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\), s. 157\(1\), Sch. 16 para. 281\(3\)](#); S.I. 2011/3019, art. 3, Sch. 1
- F3** S. 15(1A) inserted (1.4.2006) by [Serious Organised Crime and Police Act 2005 \(c. 15\), ss. 55, 178, Sch. 2 para. 5\(2\)](#); S.I. 2006/378, [art. 4\(1\)](#), Sch. para. 8 (subject to art. 4(2)-(7))
- F4** S. 15(1B) inserted (1.4.2007) by [Police and Justice Act 2006 \(c. 48\), ss. 1, 53, Sch. 1 para. 84\(2\)](#); S.I. 2007/709, [art. 3\(a\)](#) (subject to arts. 6, 7)

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- F5** S. 15(2A)-(2C) inserted (16.1.2012 for specified purposes, 22.11.2012 in so far as not already in force) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 14 para. 7**; S.I. 2011/3019, art. 3, Sch. 1; S.I. 2012/2892, art. 2(g) (with art. 6)
- F6** Words in s. 15(3)(a) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 281(3)**; S.I. 2011/3019, art. 3, Sch. 1
- F7** S. 15(3)(c) substituted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(3)(a)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F8** Words in s. 15(3)(c) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 281(4)**; S.I. 2011/3019, art. 3, Sch. 1
- F9** Words in s. 15(3) substituted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(3)(b)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F10** Words in s. 15(4)(a) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 281(5)**; S.I. 2011/3019, art. 3, Sch. 1
- F11** Word in s. 15(4)(b) inserted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(4)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F12** S. 15(4)(c) substituted for s. 15(4)(c)(d) (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(4)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F13** Words in s. 15(5)(a) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 281(5)**; S.I. 2011/3019, art. 3, Sch. 1
- F14** Word in s. 15(5)(b) inserted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(5)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F15** S. 15(5)(c) substituted for s. 15(5)(c)(d) (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(5)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F16** Words in s. 15(6) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 281(5)**; S.I. 2011/3019, art. 3, Sch. 1
- F17** Words in s. 15(6) substituted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(6)(a)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F18** Words in s. 15(6)(a) substituted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(6)(b)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F19** Words in s. 15(6) repealed (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 174, 178, Sch. 2 para. 5(6)(c), **Sch. 17 Pt. 2**; S.I. 2006/378, **art. 4(1)**, Sch. paras. 8, 12, 13(oo) (subject to art. 4(2)-(7))
- F20** Words in s. 15(7) substituted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(7)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F21** S. 15(8)(9) inserted (1.4.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 55, 178, **Sch. 2 para. 5(8)**; S.I. 2006/378, **art. 4(1)**, Sch. para. 8 (subject to art. 4(2)-(7))
- F22** S. 15(8A)(8B) substituted for words in s. 15(8) (1.4.2007) by Police and Justice Act 2006 (c. 48), ss. 1, 53, **Sch. 1 para. 84(3)**; S.I. 2007/709, **art. 3(a)** (subject to arts. 6, 7)
- F23** Words in s. 15(8A) substituted (16.1.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 281(5)**; S.I. 2011/3019, art. 3, Sch. 1
- F24** Words in s. 15(9) substituted (1.4.2007) by Police and Justice Act 2006 (c. 48), ss. 1, 53, **Sch. 1 para. 84(4)**; S.I. 2007/709, **art. 3(a)** (subject to arts. 6, 7)
- F25** S. 15(10) inserted (1.4.2007) by Police and Justice Act 2006 (c. 48), ss. 1, 53, **Sch. 1 para. 84(5)**; S.I. 2007/709, **art. 3(a)** (subject to arts. 6, 7)

Modifications etc. (not altering text)

- C1** Pt. 2 applied (with modifications) (22.11.2012) by The Police (Complaints and Misconduct) Regulations 2012 (S.I. 2012/1204), regs. 1(1), **35(1)** (with reg. 35(2))
- C2** Pt. 2 applied (with modifications) (22.11.2012) by The Police (Complaints and Misconduct) Regulations 2012 (S.I. 2012/1204), regs. 1(1), **27**
- C3** S. 15 applied (with modifications) (E.W.) (28.12.2005) by The Revenue and Customs (Complaints and Misconduct) Regulations 2005 (S.I. 2005/3311), **reg. 3(2)(6)**, Sch. 1

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Changes to legislation:

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