



Corporate Manslaughter and Corporate Homicide Act 2007

2007 CHAPTER 19

Application to particular categories of organisation

13 Application to police forces

- (1) In this Act “police force” means—
- (a) a police force within the meaning of—
 - (i) the Police Act 1996 (c. 16),^{F1} ...
 - ^{F2}(ii)
 - ^{F3}(aa) the Police Service of Scotland;]
 - (b) the Police Service of Northern Ireland;
 - (c) the Police Service of Northern Ireland Reserve;
 - (d) the British Transport Police Force;
 - (e) the Civil Nuclear Constabulary;
 - (f) the Ministry of Defence Police.
- (2) For the purposes of this Act a police force is to be treated as owing whatever duties of care it would owe if it were a body corporate.
- (3) For the purposes of section 2—
- (a) a member of a police force is to be treated as employed by that force;
 - (b) a special constable appointed for a police area in England and Wales is to be treated as employed by the police force maintained by the ^{F4}[local policing body] for that area;
 - (c) a special constable appointed for a police force mentioned in paragraph (d) or (f) of subsection (1) is to be treated as employed by that force;
 - (d) a police cadet undergoing training with a view to becoming a member of a police force mentioned in paragraph (a) ^{F5}[^{F5}, (aa)] or (d) of subsection (1) is to be treated as employed by that force;

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Changes to legislation: There are currently no known outstanding effects for the Corporate Manslaughter and Corporate Homicide Act 2007, Section 13. (See end of Document for details)

- (e) a police trainee appointed under section 39 of the Police (Northern Ireland) Act 2000 (c. 32) or a police cadet appointed under section 42 of that Act is to be treated as employed by the Police Service of Northern Ireland;
 - (f) a police reserve trainee appointed under section 40 of that Act is to be treated as employed by the Police Service of Northern Ireland Reserve;
 - (g) a member of a police force [^{F6}seconded to the National Crime Agency to serve as a National Crime Agency officer is to be treated] as employed by that Agency.
- (4) A reference in subsection (3) to a member of a police force is to be read, in the case of [^{F7}the Police Service of Scotland, as a reference to a constable of that Service.]
- (5) For the purposes of section 2 any premises occupied for the purposes of a police force are to be treated as occupied by that force.
- (6) For the purposes of sections 2 to 7 anything that would be regarded as done by a police force if the force were a body corporate is to be so regarded.
- (7) Where—
- (a) by virtue of subsection (3) a person is treated for the purposes of section 2 as employed by a police force, and
 - (b) by virtue of any other statutory provision (whenever made) he is, or is treated as, employed by another organisation,
- the person is to be treated for those purposes as employed by both the force and the other organisation.

Textual Amendments

- F1** Word in s. 13(1)(a)(i) omitted (1.4.2013) by virtue of [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 57(2)(a)**
- F2** S. 13(1)(a)(ii) omitted (1.4.2013) by virtue of [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 57(2)(b)**
- F3** S. 13(1)(aa) inserted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 57(2)(c)**
- F4** Words in s. 13(3)(b) substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\)](#), s. 157(1), **Sch. 16 para. 365**; S.I. 2011/3019, art. 3, Sch. 1
- F5** Word in s. 13(3)(d) inserted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 57(2)(d)**
- F6** Words in s. 13(3)(g) substituted (7.10.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), s. 61(2), **Sch. 8 para. 174**; S.I. 2013/1682, art. 3(v)
- F7** Words in s. 13(4) substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 57(2)(e)**

Commencement Information

- I1** S. 13 in force at 6.4.2008 by [S.I. 2008/401](#), art. 2

Status:

Point in time view as at 07/10/2013.

Changes to legislation:

There are currently no known outstanding effects for the Corporate Manslaughter and Corporate Homicide Act 2007, Section 13.