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STATUTORY INSTRUMENTS

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**2004 No. 643**

**The Police (Complaints and Misconduct) Regulations 2004**

**Delegation of powers and duties by chief officer**

**26.**—(1) Subject to paragraphs (3) and (4), a chief officer may delegate all or any of the powers or duties conferred or imposed on him by or under Part 2 of the 2002 Act to such an officer as is mentioned in paragraph (2).

(2) Those powers or duties may be delegated—

- (a) in the City of London police force, to an assistant commissioner or a commander of that force;
- (b) in the metropolitan police force, to an assistant commissioner, a deputy assistant commissioner or a commander of that force;
- (c) in any other police force, to a deputy chief constable or an assistant chief constable of that force.

(3) A chief officer may delegate all or any of his powers or duties in relation to the local resolution of complaints under Part 2 of the 2002 Act to any person serving with the police.

(4) A chief officer shall not, in any particular case, delegate any power or duty under paragraph (1) to an officer who has acted as investigating officer in that case, or who has acted in relation to it in pursuance of an attempt to resolve it by way of local resolution.

(5) This regulation is without prejudice to any other power of a chief constable to delegate powers, duties or functions (whether at common law or otherwise).