

SCHEDULE 1

MODIFICATION OF SECTIONS 9 TO 29 OF THE 2002 ACT

- 12.—(1) Section 29 shall be modified as follows.
- (2) In subsection (1)(1)—
- (a) for the definition of “the appropriate authority” substitute the following definition—
- ““the appropriate authority”—
- (a) in relation to the Chairman, the Deputy Chairman, a Commissioner or an officer or in relation to any complaint, matter or investigation relating to the conduct of such a person, means—
- (i) if that person is the Chairman or Deputy Chairman, the Head of the Home Civil Service,
- (ii) if that person is a Commissioner, the Chairman, or
- (iii) if that person is an officer, the Commissioners” and
- (b) in relation to a death or serious injury matter and the relevant officer, means the Commissioners.”;
- (b) after the definition of “the appropriate authority” insert—
- ““the Chairman” means the chairman of the Commissioners”;
- (c) after the definition of “the Commission” insert—
- ““the Commissioners” means the Commissioners for Her Majesty’s Revenue and Customs;”;
- (d) after the definition of “conduct matter” insert—
- ““the Deputy Chairman” means the Deputy Chairman of the Commissioners”;
- (e) for the definition of “disciplinary proceedings” substitute—
- ““disciplinary proceedings” means any proceedings or management process during which the conduct of the Chairman, Deputy Chairman, a Commissioner or an officer is considered in order to determine whether a sanction or punitive measure should be imposed against him in relation to that conduct;”;
- (f) after the definition of “local resolution” insert the following definition—
- ““officers” means officers of Revenue and Customs;”, and
- (g) omit the definitions of “local resolution” “relevant force”, and “senior officer”.
- (3) In subsection (1A)(2) for “person serving with the police (within the meaning of section 12(7))” substitute “officer” and for “such person” substitute “such officer”.
- (4) In subsection (1B)(3) for “persons serving with the police” substitute “officers”.
- (5) Omit subsection (7).
- (6) In subsection (3) for the words from “falling within” to the end of that subsection substitute “who is a Commissioner or an officer (whether at the time of the conduct or any subsequent time)”.
- (7) In subsection (4)—
- (a) for paragraph (a) substitute—

(1) Section 29(1) was amended by paragraph 10 of Schedule 12 to [2005 c. 15](#).

(2) Section 29(1A) was inserted by paragraph 10 of Schedule 12 to [2005 c. 15](#).

(3) Section 29(1B) was inserted by paragraph 10 of Schedule 12 to [2005 c. 15](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- “(a) a person who, at the time when the conduct was supposed to have taken place in relation to him, was a Commissioner or an officer (whether or not he was on duty in his capacity as a Commissioner or officer at that time).”;
- (b) omit paragraph (b)(i);
- (c) for “person falling within subsection (3)(a) to (d)” substitute “Commissioner or officer”.