
STATUTORY INSTRUMENTS

2018 No. 412

The Police Super-complaints (Criteria for the Making and Revocation of Designations) Regulations 2018

Criterion for the revocation of designations

4.—(1) This Regulation specifies the criterion which must be applied by the Secretary of State in deciding whether to act under section 29B(2)(a) of the 2002 Act by revoking a designation made by regulations under section 29B(1) of that Act.

(2) The criterion is that one or more of the following sets of circumstances apply in relation to the body—

- (a) it is failing to represent the interests of the public effectively in its role as a designated body;
- (b) it is failing to act independently and with integrity in that role;
- (c) it no longer has the capability necessary to carry out that role;
- (d) it no longer has effective arrangements for the appropriate storage and handling of data that it may obtain in its role as a designated body;
- (e) it is failing to have regard to guidance about the making of complaints under section 29A(1) of the 2002 Act which is given to designated bodies by the Chief Inspector;
- (f) it is failing to engage in activities in or in relation to more than one police area in its role as a designated body;
- (g) it has become—
 - (i) a trade union, or
 - (ii) an association (other than a trade union) which represents the interests of members of police forces;
- (h) it is—
 - (i) failing to collaborate effectively with bodies which are not designated bodies but which are, or may be, aware of matters which could form the basis of a complaint under section 29A(1) of the 2002 Act, or
 - (ii) failing to make complaints under that section in appropriate cases on the basis of matters raised with it by such bodies.