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STATUTORY INSTRUMENTS

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**2023 No. 624**

**The Service Police (Complaints etc.) Regulations 2023**

**PART 3**

**Complaints etc.**

**CHAPTER 5**

**Investigations and Subsequent Proceedings etc.**

**Appointment of persons to carry out investigations**

- 35.** A person may not be appointed to carry out an investigation under regulation 33 or 34—
- (a) unless the person has an appropriate level of knowledge, skills and experience to plan and manage the investigation;
  - (b) if the person works, directly or indirectly, under the management of a person whose conduct is being investigated;
  - (c) in a case where the conduct of a senior officer serving in the tri-service serious crime unit is being investigated, if the person is—
    - (i) the Provost Marshal for serious crime or the Provost Marshal of the service police force of which that person is a member; or
    - (ii) serving with the tri-service serious crime unit or is a member of the service police force that the senior officer is a member of;
  - (d) in any other case where the conduct of a senior officer is being investigated, if the person is—
    - (i) the Provost Marshal of the service police force concerned; or
    - (ii) another member of that force;
  - (e) if the person's involvement could reasonably give rise to a concern as to whether the person could act impartially.

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**Commencement Information**

**11** Reg. 35 in force at 19.6.2023, see [reg. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Service Police (Complaints etc.) Regulations 2023, Section 35.