



# Police and Fire Reform (Scotland) Act 2012

2012 asp 8

## PART 1

### POLICE REFORM

#### CHAPTER 12

##### CO-OPERATION, EXCHANGE OF INFORMATION ETC.

#### **85 Scrutiny and investigations: co-operation and information sharing**

- (1) The inspectors of constabulary, the Auditor General and the Police Investigations and Review Commissioner must—
  - (a) co-operate and co-ordinate activity with each other with a view to improving the carrying out of their respective functions in relation to the Authority and the Police Service, and
  - (b) in particular, must together make arrangements with a view to—
    - (i) securing the exchange of information between them about the Authority and the Police Service, and
    - (ii) preventing any unnecessary duplication in relation to any inspections, investigations, inquiries or examinations carried out, or to be carried out, by them in relation to the Authority or the Police Service.
- (2) The duty in subsection (1) does not apply in so far as compliance with it would prevent or delay any of the persons to whom it applies in taking any action which the person considers to be necessary as a matter of urgency.
- (3) In complying with the duty in subsection (1), the inspectors of constabulary and the Police Investigations and Review Commissioner must—
  - (a) comply with any direction (general or specific) given by the Scottish Ministers, and
  - (b) have regard to any guidance given by the Scottish Ministers.

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**Changes to legislation:** Police and Fire Reform (Scotland) Act 2012, Section 85 is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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- (4) A direction or guidance may relate to all the functions of the inspectors of constabulary and the Police Investigations and Review Commissioner or to such of those functions (or to such functions of any or all of them) as are specified in the direction or guidance.
- (5) The Scottish Ministers may vary or revoke any direction or guidance.

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**Commencement Information**

**II** S. 85 in force at 1.1.2013 by S.S.I. 2012/333, art. 2, Sch. (with Sch. 2 para. 2(10)3)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Ch. 12A inserted by [2017 asp 4 s. 1\(1\)](#)
- s. 17(2)(h) inserted by [2017 asp 4 s. 2\(a\)\(ii\)](#)
- s. 17(4)(b)(iv) inserted by [2017 asp 4 s. 2\(b\)\(ii\)](#)
- s. 20A inserted by [2017 asp 4 s. 3](#)