



Police and Fire Reform (Scotland) Act 2012

2012 asp 8

PART 1

POLICE REFORM

CHAPTER 17

MISCELLANEOUS AND GENERAL

99 Interpretation of Part 1

(1) In this Part, unless the context otherwise requires—

“the 2006 Act” means the Police, Public Order and Criminal Justice (Scotland) Act 2006 (asp 10),

“annual police plan” has the meaning given by section 35,

“appropriate prosecutor” means the Lord Advocate or procurator fiscal,

“assistant chief constable” means a constable appointed to the office of assistant chief constable under section 7(1)(c),

“Auditor General” means the Auditor General for Scotland,

“Authority” means the Scottish Police Authority,

“chief constable” means the constable appointed to the office of chief constable under section 7(1)(a),

“constable” means an individual holding the office of constable who is serving as a constable of the Police Service and includes—

- (a) the chief constable,
- (b) other senior officers,
- (c) any special constable,
- (d) any constable on temporary service outwith the Police Service, and
- (e) any individual engaged on temporary service as a constable of the Police Service under arrangements made under section 16,

Status: Point in time view as at 08/08/2012. This version of this provision has been superseded.

Changes to legislation: Police and Fire Reform (Scotland) Act 2012, Section 99 is up to date with all changes known to be in force on or before 10 April 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)

“deputy chief constable” means a constable appointed to the office of deputy chief constable under section 7(1)(b),

“inspectors of constabulary” means Her Majesty's inspectors of constabulary appointed under section 71,

“international joint investigation team” means any investigation team formed in accordance with—

- (a) any framework decision on joint investigation teams adopted under Article 34 of the Treaty on European Union (as it had effect before 1 December 2009) or any measure adopted under Article 87 of the Treaty on the Functioning of the European Union,
- (b) the Convention on Mutual Assistance in Criminal Matters between the Member States of the European Union, and the Protocol to that Convention, established in accordance with Article 34 of the Treaty on European Union,
- (c) the Convention implementing the Schengen Agreement of 14 June 1985,
- (d) the Second Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters, or
- (e) any international agreement to which the United Kingdom is a party and which is specified for the purposes of (as the case may be) section 24, 90, 91 or 96 in an order made by the Scottish Ministers,

“joint central committee of the Police Federation for Scotland” means the 3 central committees of the Police Federation for Scotland sitting together as a joint committee,

“local commander” means a constable designated under section 44(2),

“local police plan” has the meaning given by section 47,

“member of the Authority's staff” means an individual appointed under paragraph 6(1) of schedule 1,

“police appeals tribunal” means a tribunal constituted in accordance with schedule 3,

“police cadet” means an individual appointed under section 25,

“police custody and security officer” means an individual certified under section 28(1),

“police functions” means the functions of constables (including the chief constable's functions and any functions of a deputy chief constable, an assistant chief constable or a local commander),

“policing” means the carrying out of police functions (and references to the policing of Scotland are references to the carrying out of police functions in or as regards Scotland),

“the Police Investigations and Review Commissioner” means the Commissioner established by section 33 of the 2006 Act and renamed by section 61,

“Police Service” means the Police Service of Scotland,

“police services” has the meaning given by section 86(9),

“police staff” means staff appointed under section 26(1) (and “member of the police staff” is to be construed accordingly),

“senior officer” means a constable who holds the office of chief constable, deputy chief constable or assistant chief constable,

“strategic police plan” has the meaning given by section 34,

“strategic police priorities” has the meaning given by section 33,

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“terms and conditions” includes terms and conditions about payment of remuneration or allowances or about reimbursement of expenses.

- (2) In this Part, references to securing best value are to be construed in accordance with section 37.

Status:

Point in time view as at 08/08/2012. This version of this provision has been superseded.

Changes to legislation:

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