
STATUTORY RULES OF NORTHERN IRELAND

2000 No. 320

**Royal Ulster Constabulary (Conduct)
(Senior Officer) Regulations 2000**

Part II

Conduct: Senior Officers

Notice of proceedings

11.—(1) This regulation shall apply where the senior officer concerned-

- (a) accepts that his conduct did not meet the appropriate standard but the Police Authority do not proceed as mentioned in regulation 10(1) or (2); or
- (b) does not accept that his conduct failed to meet the appropriate standard but the Police Authority, after taking into account any statement he may have made under regulations 8 or 9, are not satisfied that his conduct did meet the appropriate standard.

(2) Subject to paragraph (4), where this regulation applies the Police Authority shall refer the case to a hearing and instruct an independent solicitor to give written notice to the senior officer concerned-

- (a) that the case is being referred to a hearing, and
- (b) specifying the conduct of that senior officer which it is alleged failed to meet the appropriate standard and the paragraph of the Code of Conduct in respect of which the appropriate standard is alleged not to have been met.

(3) The reference in paragraph (2) to an independent solicitor is a reference to a solicitor who is not a member, officer or servant of the Police Authority.

(4) Notwithstanding that a case is one to which this regulation applies by virtue of paragraph (1) (b), if, after considering the report of the investigation, the Police Authority are satisfied that the conduct in question, even if found to have failed to meet the appropriate standard, would not justify the imposition of any sanction under these regulations, the steps mentioned in paragraph (2) need not to be taken and the matter may be dealt with according to the Police Authority's discretion.

(5) Proceedings at or in connection with a hearing to which a case is referred under this regulation shall, for the purposes of Section 50 of the Act of 1998, Part VII, be disciplinary proceedings.