



# Police and Magistrates' Courts Act 1994

## 1994 CHAPTER 29

### PART I

#### POLICE

### CHAPTER II

#### OTHER PROVISIONS ABOUT THE POLICE

##### *Miscellaneous*

#### **41 Metropolitan police: assistant commissioners**

In section 2 of the Metropolitan Police Act 1856 (power to appoint six assistant commissioners of police)—

- (a) the word “six”, and
  - (b) the words “and upon every vacancy” onwards,
- shall be omitted.

#### **42 Application of Firearms Act 1968 to civilian staff**

In section 54 of the Firearms Act 1968 (application of Act to Crown servants) for subsection (3) (which provides that members of police forces are deemed to be in the service of Her Majesty) there shall be substituted—

“(3) For the purposes of this section and of any rule of law whereby any provision of this Act does not bind the Crown, a person shall be deemed to be in the service of Her Majesty if he is—

- (a) a member of a police force, or
- (b) a person employed by a police authority who is under the direction and control of a chief officer of police.”

**43 Application to police authorities of enactments relating to local authorities etc**

Schedule 4 to this Act (which makes amendments relating to the application of enactments to police authorities, including amendments providing for them to be treated as local authorities for certain purposes) shall have effect.

**44 Minor and consequential amendments**

Schedule 5 to this Act (which makes minor and consequential amendments relating to the police) shall have effect.

**45 Application of certain provisions to new police authorities**

- (1) Any relevant legislative provision which, immediately before the passing of this Act, applied to police authorities constituted in accordance with section 2 of the 1964 Act shall, except where the context otherwise requires, apply in the same way to police authorities established under section 3 of the 1964 Act (as substituted by section 2 of this Act).
- (2) Subsection (1) above is subject to any provision to the contrary made by or under this Act.
- (3) For the purposes of subsection (1) above, a provision is a “relevant legislative provision” if it is a provision (other than a provision which applies only to specified police authorities) of an instrument which—
  - (a) was made before the passing of this Act under a public general Act, and
  - (b) is of a legislative character.

**46 Interpretation of Part I**

In this Part of this Act “the 1964 Act” means the Police Act 1964.