

EXECUTIVE NOTE

The Scottish Police Services Authority (Staff Transfer) (No. 2) Order 2007 SSI/2007/576

1. The above instrument is made in exercise of the powers conferred by section 103(2) and paragraph 2 of schedule 3 to the Police, Public Order and Criminal Justice (Scotland) Act 2006 (“the 2006 Act”). The instrument is subject to negative resolution procedure.

Policy objectives

2. The Scottish Police Services Authority (“the Authority”) was established by the 2006 Act and became fully operational on 1 April 2007. The Authority is responsible for providing a range of police support services to Scottish police forces on a national basis, and for maintaining the Scottish Crime and Drug Enforcement Agency. The police support services which the Authority is under a duty to provide are set out in section 3 of the 2006 Act.

3. The Scottish Police Services Authority (Police Support Services) (Modification) Order 2007 (SSI 2007/ 563) amends the definition of the police support services in section 3 of the 2006 Act to create an additional police support service in relation to information and communication technology (“ICT”) services. That Order substitutes the existing limited duties on the Authority in respect of information technology with a duty to provide a new police support service in respect of the development, maintenance, management, support and oversight, as appropriate, of ICT systems and equipment to police forces and such other persons and organisations as the Authority sees fit. That Order, and consequently the duty to provide the new police support service, will come into force on 1 April 2008.

4. The intention is that constables and police support staff who currently provide ICT services, should transfer to the Authority on 1 April 2008 when the Authority becomes responsible for providing these services. The purpose of this instrument is therefore to make provision in respect of those constables and other persons who will transfer to the Authority on 1 April 2008 (the transfer day) and become members of the staff of the Authority. The Order accordingly provides that all constables, and persons employed by police authorities or joint police boards, who immediately prior to the transfer day are engaged wholly or mainly in the provision of the police support services which from 1 April 2008 will be provided by the Authority, and who have not previously transferred to the Authority by virtue of The Scottish Police Services Authority (Staff Transfer) Order 2007 (SSI 2007/88) will transfer to the Authority and become members of staff of the Authority.

5. The Order also places a duty on police authorities and joint police boards to prepare staff transfer schemes by 21 March 2008 in respect of constables and other persons who are to transfer under the provisions of the Order. The staff transfer schemes must identify the persons who are to transfer either by name or pay reference number.

Consultation

6. The Scottish Government has consulted the Authority, ACPOS, the Scottish Police Authorities' Conveners' Forum, police authorities and joint police boards, HMCIC, the Scottish Police Federation, the Association of Scottish Police Superintendents and UNISON about the terms of the draft Order. None of these bodies have objected to the making of the Order.

Financial Effects

7. The Order has no financial effect on the Scottish Government, local government or on business.

Scottish Government
Police and Community Safety Directorate
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