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SCOTTISH STATUTORY INSTRUMENTS

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**2008 No. 117**

**The Police (Special Constables) (Scotland) Regulations 2008**

**PART 4**

**MISCONDUCT**

**The inquiry officer**

**19.**—(1) The inquiry officer shall be selected by the deputy chief constable or, if regulation 17(2)(b) is applicable, the nominated officer.

(2) The inquiry officer shall be—

- (a) a constable of the police force concerned or, if the chief constable of another police force is requested by the deputy chief constable and agrees to provide an inquiry officer, a constable of that other police force; and
- (b) a constable of at least the rank of inspector.

(3) The inquiry officer shall not be—

- (a) a chief constable;
- (b) a deputy chief constable;
- (c) the misconduct officer;
- (d) any constable who the deputy chief constable or, if regulation 17(2)(b) is applicable, the nominated officer considers is or appears to be a material witness to the complaint, report or allegation which has been received; and
- (e) any other constable who the deputy chief constable or, if regulation 17(2)(b) is applicable, the nominated officer considers is or appears to be an interested party.