



# Police Reform Act 2002

## 2002 CHAPTER 30

### PART 2

#### COMPLAINTS AND MISCONDUCT

##### *Transitional provisions*

#### **28 Transitional arrangements connected with establishing the Commission etc.**

- (1) The Secretary of State may, in connection with the coming into force of any provision of this Part, by order make such transitional provision and savings (including provision modifying this Part) as he thinks fit.
- (2) The Secretary of State may, for the purpose of facilitating the carrying out by the Commission of its functions, or in connection with the coming into force of any provision of this Part, by order make such provision as he thinks fit—
  - (a) for the transfer and apportionment of property; and
  - (b) for the transfer, apportionment and creation of rights and liabilities.
- (3) The provision that may be made by an order under this section shall include provision that—
  - (a) pending the coming into force of any repeal by this Act of an enactment contained in Chapter 1 of Part 4 of the 1996 Act (complaints), or
  - (b) for transitional purposes connected with the coming into force of any such repeal,the functions of the Police Complaints Authority under an enactment so contained are to be carried out by the Commission.
- (4) The provision that may be made by an order under this section shall also include transitional provision in connection with the repeal by this Act of the reference to the Police Complaints Authority in Schedule 1 to the Superannuation Act 1972 (c. 11).
- (5) An order under this section may—

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*Status: This is the original version (as it was originally enacted).*

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- (a) provide for the Secretary of State, or any other person nominated by or in accordance with the order, to determine any matter requiring determination under or in consequence of the order; and
  - (b) make provision as to the payment of fees charged, or expenses incurred, by any person nominated to determine any matter by virtue of paragraph (a).
- (6) Where a person—
  - (a) ceases to be a member of the Police Complaints Authority by reason of its abolition, and
  - (b) does not become a member of the Commission,the Secretary of State may make a payment to that person of such amount as the Secretary of State may, with the consent of the Treasury, determine.