



Police Reform Act 2002

2002 CHAPTER 30

PART 3

REMOVAL, SUSPENSION AND DISCIPLINING OF POLICE OFFICERS

Disciplinary proceedings and protected disclosures

37 Protected disclosures by police officers

(1) After section 43K of the Employment Rights Act 1996 (c. 18), there shall be inserted—

“43KA Application of this Part and related provisions to police

(1) For the purposes of—

- (a) this Part,
- (b) section 47B and sections 48 and 49 so far as relating to that section, and
- (c) section 103A and the other provisions of Part 10 so far as relating to the right not to be unfairly dismissed in a case where the dismissal is unfair by virtue of section 103A,

a person who holds, otherwise than under a contract of employment, the office of constable or an appointment as a police cadet shall be treated as an employee employed by the relevant officer under a contract of employment; and any reference to a worker being “employed” and to his “employer” shall be construed accordingly.

(2) In this section “the relevant officer” means—

- (a) in relation to a member of a police force or a special constable appointed for a police area, the chief officer of police;
- (b) in relation to a person appointed as a police member of the NCIS, the Director General of NCIS;

Status: This is the original version (as it was originally enacted).

- (c) in relation to a person appointed as a police member of the NCS, the Director General of NCS;
 - (d) in relation to any other person holding the office of constable or an appointment as police cadet, the person who has the direction and control of the body of constables or cadets in question.”
- (2) In section 200(1) of that Act (provisions which do not apply to persons engaged in police service under a contract of employment)—
 - (a) the words “, Part IVA” and “, 47B” shall be omitted;
 - (b) after “sections 100” there shall be inserted “, 103A”; and
 - (c) after “section 100” there shall be inserted “or 103A”.
- (3) Section 13 of the Public Interest Disclosure Act 1998 (c. 23) (exclusion of police service from provisions about protected disclosures) shall cease to have effect.