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**Changes to legislation:** There are currently no known outstanding effects for the Police Reform and Social Responsibility Act 2011, Cross Heading: Police Reform Act 2002. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 16

#### POLICE REFORM: MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 3

#### OTHER ENACTMENTS

#### *Police Reform Act 2002*

277 The Police Reform Act 2002 is amended as follows.

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**Commencement Information**

**II** Sch. 16 para. 277 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

278 (1) Section 10 (general functions of the Commission) is amended in accordance with this paragraph.

(2) In subsection (1), in paragraphs (a) and (f), for “police authorities” substitute “local policing bodies”.

(3) In subsection (3)(d), for “police authority” substitute “local policing body”.

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**Commencement Information**

**I2** Sch. 16 para. 278 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

279 In section 11 (reports to the Secretary of State), in subsections (6)(a), (7)(a), (9) and (10)(b), for “police authority” substitute “local policing body”.

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**Commencement Information**

**I3** Sch. 16 para. 279 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

280 In section 12 (complaints, matters and persons to which Part 2 applies), in subsection (7)—

(a) after paragraph (a) insert—

“(aa) he is a civilian employee of a police force;”;

(b) in paragraph (b), for “a police authority” substitute “the Common Council of the City of London”.

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**Commencement Information**

**I4** Sch. 16 para. 280 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 281 (1) Section 15 (general duties of police authorities, chief constables and inspectors) is amended in accordance with this paragraph.
- (2) In the title, for “**police authorities**” substitute “ **local policing bodies** ”.
- (3) In subsections (1)(a) and (3)(a), for “police authority” substitute “ local policing body ”.
- (4) In subsection (3)(c), for “police authority” substitute “ local policing body ”.
- (5) In subsections (4)(a), (5)(a), (6) and (8A), for “police authority” substitute “ local policing body ”.

**Commencement Information**

**I5** Sch. 16 para. 281 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 282 (1) Section 16 (payment for assistance with investigations) is amended in accordance with this paragraph.
- (2) In subsection (3)—
- (a) for “police authority” (in each place) substitute “ local policing body ”;
  - (b) in paragraph (b)(i), for “police authorities” substitute “ local policing bodies ”.
- (3) In subsection (4)—
- (a) for “police authority” substitute “ local policing body ”;
  - (b) in paragraph (a), for “that authority” substitute “ that body ”;
  - (c) in paragraph (b)(i), for “police authorities” substitute “ local policing bodies ”.
- (4) In subsection (5), for “police authority” substitute “ local policing body ”.
- (5) In subsection (6), for “police authorities” (in each place) substitute “ local policing bodies ”.

**Commencement Information**

**I6** Sch. 16 para. 282 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 283 (1) Section 16A (police investigations: National Police Improvement Agency involvement) is amended in accordance with this paragraph.
- (2) In subsection (1), for “police authority” substitute “ local policing body ”.
- (3) In subsection (7)—
- (a) for “police authority” substitute “ local policing body ”;
  - (b) in paragraph (b)(i), for “police authorities” substitute “ local policing bodies ”.

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**Commencement Information**

**I7** Sch. 16 para. 283 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 284 In section 17 (provision of information to the Commission)—
- (a) in subsection (1)(a), for “police authority” substitute “ local policing body ”;
  - (b) in subsection (2)—
    - (i) for “police authority” substitute “ local policing body ”;
    - (ii) in paragraph (a), for “that authority” substitute “ that body ”;
  - (c) in subsection (4)—
    - (i) for “police authority” substitute “ local policing body ”;
    - (ii) in paragraphs (a) and (b), for “that authority” substitute “ that body ”;
  - (d) in subsection (6), for “police authority” substitute “ local policing body ”.

**Commencement Information**

**I8** Sch. 16 para. 284 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 285 In section 18 (inspections of police premises on behalf of Commission)—
- (a) in subsection (1)—
    - (i) for “the authority” substitute “ the body ”;
    - (ii) in paragraph (a), for “police authority” substitute “ local policing body ”;
  - (b) in subsection (3), for “the authority” substitute “ the body ”;
  - (c) in subsection (5)(b), for “police authorities” substitute “ local policing bodies ”.

**Commencement Information**

**I9** Sch. 16 para. 285 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 286 In section 20 (duty to keep the complainant informed), in subsection (8), for “police authority” substitute “ local policing body ”.

**Commencement Information**

**I10** Sch. 16 para. 286 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 287 (1) Section 22 (power of Commission to issue guidance) is amended as follows.
- (2) In subsection (1)(a), for “police authorities” substitute “ local policing bodies ”.
  - (3) In subsection (3), for paragraph (a) substitute—
    - “(a) such persons as appear to the Commission to represent the views of police and crime commissioners;
    - (aa) the Mayor's Office for Policing and Crime;
    - (ab) the Common Council;”.

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**Commencement Information**

**I11** Sch. 16 para. 287 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1 (with Sch. 2 para. 65)

288 In section 23 (regulations), in subsection (2)(n), for “police authorities” substitute “local policing bodies”.

**Commencement Information**

**I12** Sch. 16 para. 288 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

289 In section 24 (consultation on regulations), for paragraph (b) substitute—

- “(b) such persons as appear to the Secretary of State to represent the views of police and crime commissioners;
- (ba) the Mayor's Office for Policing and Crime;
- (bb) the Common Council;”.

**Commencement Information**

**I13** Sch. 16 para. 289 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1 (with Sch. 2 para. 66)

290 (1) Section 26 (forces maintained otherwise than by police authorities) is amended in accordance with this paragraph.

(2) In the title, for “**police authorities**” substitute “**local policing bodies**”.

(3) In subsections (1)(b) and (2), for “police authority” substitute “local policing body”.

**Commencement Information**

**I14** Sch. 16 para. 290 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

291 In section 29 (interpretation of Part 2), in subsection (1)—

- (a) in the definition of “appropriate authority”—
  - (i) in paragraph (a)(i), for “a senior officer, the police authority” substitute “the chief officer or an acting chief officer, the local policing body”;
  - (ii) in paragraph (a)(ii), for “a senior officer” substitute “the chief officer or an acting chief officer”;
  - (iii) in paragraph (b)(i), for “a senior officer, the police authority” substitute “the chief officer or an acting chief officer, the local policing body”;
  - (iv) in paragraph (b)(ii), for “a senior officer” substitute “the chief officer or an acting chief officer”;
  - (v) after paragraph (b)(ii) insert— “and, for the purposes of this definition, “acting chief officer” means a person exercising or performing functions of a chief constable in accordance with section 41 of the Police Reform and Social Responsibility Act 2011; a person exercising powers or duties of the Commissioner of Police of the Metropolis in accordance with section 44 or 45(4)

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- of that Act; or a person exercising duties of the Commissioner of Police for the City of London in accordance with section 25 of the City of London Police Act 1839; ”;
- (b) in the definition of “relevant force”, for paragraph (a) substitute—
- “(a) if that authority is a local policing body, the police force which the body is responsible for maintaining; and”;
- (c) omit the definition of “senior officer”.

#### Commencement Information

- I15** Sch. 16 para. 291(a)(b) in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1 (with art. 8(4)) (as amended (14.11.2012) by S.I. 2012/2892, art. 8(3))
- I16** Sch. 16 para. 291(c) in force at 22.11.2012 by S.I. 2012/2892, art. 2(i)

- 292 (1) Section 38 (police powers for police authority employees) is amended in accordance with this paragraph.
- (2) In the title, for “**police authority employees**” substitute “**civilian staff**”.
- <sup>F1</sup>(3) . . . . .
- (4) In subsection (7), for “An employee of a police authority” substitute “A relevant employee”.
- (5) After subsection (9) insert—
- “(11) In this section “relevant employee” means—
- (a) in the case of—
- (i) a police force maintained for a police area in accordance with section 2 of the Police Act 1996, or
- (ii) the police force maintained for the metropolitan police district in accordance with section 5A of that Act,
- a member of the civilian staff of that police force (within the meaning of Part 1 of the Police Reform and Social Responsibility Act 2011);
- (b) in the case of any other police force, a person who—
- (i) is employed by the police authority maintaining that force, and
- (ii) is under the direction and control of the chief officer making a designation under subsection (1).”.

#### Textual Amendments

- F1** Sch. 16 para. 292(3) omitted (31.1.2017 for specified purposes, 15.12.2017 in so far as not already in force) by virtue of Policing and Crime Act 2017 (c. 3), s. 183(1)(5)(e), Sch. 12 para. 27; S.I. 2017/1139, reg. 2(k) (as amended by S.I. 2017/1162, reg. 2)

#### Commencement Information

- I17** Sch. 16 para. 292 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

<sup>F2</sup>293 . . . . .

*Changes to legislation: There are currently no known outstanding effects for the Police Reform and Social Responsibility Act 2011, Cross Heading: Police Reform Act 2002. (See end of Document for details)*

#### Textual Amendments

**F2** Sch. 16 para. 293 omitted (31.1.2017 for specified purposes, 15.12.2017 in so far as not already in force) by virtue of [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 12 para. 27](#); [S.I. 2017/1139](#), reg. 2(k) (as amended by [S.I. 2017/1162](#), reg. 2)

- 294 (1) Section 39 (police powers for contracted out staff) is amended in accordance with this paragraph.
- (2) In subsections (1) and (2), for “police authority” substitute “ local policing body ”.
- (3) In subsection (11), for paragraph (a) substitute—
- “(a) such persons as appear to the Secretary of State to represent the views of police and crime commissioners;
- (aa) the Mayor's Office for Policing and Crime;
- (ab) the Common Council of the City of London; and”.
- (4) In subsection (13)(b), for “police authority” substitute “ local policing body ”.

#### Commencement Information

**I18** [Sch. 16 para. 294](#) in force at 16.1.2012 by [S.I. 2011/3019](#), art. 3, [Sch. 1](#) (with [Sch. 2 para. 68](#))

- 295 (1) Section 40 (community safety accreditation schemes) is amended in accordance with this paragraph.
- (2) In subsection (4)(a), for “police authority” substitute “ local policing body ”.
- (3) In subsection (5), for paragraph (a) substitute—
- “(a) the Mayor's Office for Policing and Crime;”.
- (4) In subsection (7)—
- (a) for “police plan under section 8 of the 1996 Act” substitute “ police and crime plan under section 5 or 6 of the Police Reform and Social Responsibility Act 2011 ”;
- (b) omit the words from “and every draft” to “this section,” (in the second place);
- (c) for “police authority” (in each place) substitute “ local policing body ”.

#### Commencement Information

**I19** [Sch. 16 para. 295](#) in force at 16.1.2012 by [S.I. 2011/3019](#), art. 3, [Sch. 1](#)

- 296 In section 42 (supplementary provisions relating to designations and accreditations), in subsection (7)—
- (a) for “police authority” (in each place) substitute “ chief officer of police or local policing body ”;
- (b) for “that authority” substitute “ that chief officer or body ”.

#### Commencement Information

**I20** [Sch. 16 para. 296](#) in force at 16.1.2012 by [S.I. 2011/3019](#), art. 3, [Sch. 1](#)

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- 297 In section 43 (railway safety accreditation scheme), in subsection (9), for paragraph (c) substitute—
- “(c) such persons as appear to the Secretary of State to represent the views of police and crime commissioners;
  - (ca) the Mayor's Office for Policing and Crime;
  - (cb) the Common Council of the City of London; and”.

**Commencement Information**

**I21** Sch. 16 para. 297 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1 (with Sch. 2 para. 69)

<sup>F3</sup>298 .....

**Textual Amendments**

**F3** Sch. 16 para. 298 omitted (31.1.2017 for specified purposes, 15.12.2017 in so far as not already in force) by virtue of [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 12 para. 27](#); S.I. 2017/1139, reg. 2(k) (as amended by S.I. 2017/1162, reg. 2)

- 299 (1) Section 51 (independent custody visitors for places of detention) is amended in accordance with this paragraph.
- (2) In subsection (1), for “police authority” substitute “ local policing body ”.
- (3) In subsection (1A) (inserted by section 117 of the Coroners and Justice Act 2009), for “police authority” substitute “ local policing body ”.
- (4) In subsection (2)—
- (a) in paragraph (a), for “police authority” substitute “ local policing body ”;
  - (b) in paragraph (b), for “that authority” substitute “ that body ”.
- (5) In subsection (3), for “police authority” substitute “ local policing body ”.
- (6) In subsection (6), for “police authorities” substitute “ local policing bodies ”.
- (7) In subsection (7), for paragraph (a) substitute—
- “(a) such persons as appear to the Secretary of State to represent the views of police and crime commissioners;
  - (aa) the Mayor's Office for Policing and Crime;
  - (ab) the Common Council of the City of London;”.
- (8) In subsection (9), for “Police authorities” substitute “ local policing bodies ”.
- (9) In subsection (10)—
- (a) before its substitution by virtue of section 117 of the Coroners and Justice Act 2009, for “police authority” substitute “ local policing body ”;
  - (b) as substituted by virtue of section 117 of the Coroners and Justice Act 2009, for “police authority” substitute “ local policing body ”.

**Commencement Information**

**I22** Sch. 16 para. 299 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1 (with Sch. 2 para. 71)

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- 300 (1) In Schedule 3 (handling of complaints and conduct matters etc), Part 1 (handling of complaints) is amended in accordance with this paragraph.
- (2) In paragraph 1—
- (a) in sub-paragraphs (1), (2)(b) and (5), for “police authority” substitute “local policing body”;
  - (b) in sub-paragraph (6), for “police authority” substitute “local policing body”.
- (3) In paragraph 2—
- (a) in sub-paragraphs (2) and (5), for “police authority” substitute “local policing body”;
  - (b) in sub-paragraph (6)(a)—
    - (i) for “police authority” substitute “local policing body”;
    - (ii) for “the authority” substitute “the body”;
  - (c) in sub-paragraph (6)(c), for “police authority” substitute “local policing body”;
  - (d) in sub-paragraph (6), in the words after sub-paragraph (c), for “the authority” substitute “the body”.
- <sup>F4</sup>(4) . . . . .
- (5) In paragraph 4—
- (a) in sub-paragraph (3)—
    - (i) for “police authority” (in each place) substitute “local policing body”;
    - (ii) in sub-paragraph (a), for “that authority” substitute “that body”;
  - (b) in sub-paragraph (5)(b), for “police authority” substitute “local policing body”;
  - (c) in sub-paragraph (6)—
    - (i) for “police authority” substitute “local policing body”;
    - (ii) in sub-paragraph (b), for “that authority” substitute “that body”.
- (6) In paragraph 5(1), for “police authority” substitute “local policing body”.

**Textual Amendments**

**F4** Sch. 16 para. 300(4) omitted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by virtue of [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 5 para. 51\(b\)](#); [S.I. 2020/5](#), reg. 2(n) (with [art. 3\(1\)\(2\)\(4\)](#))

**Commencement Information**

**I23** Sch. 16 para. 300 in force at 16.1.2012 by [S.I. 2011/3019](#), art. 3, [Sch. 1](#)

- 301 (1) In Schedule 3 (handling of complaints and conduct matters etc), Part 2 (handling of conduct matters) is amended in accordance with this paragraph.
- (2) In paragraph 10—
- (a) in sub-paragraph (1)—
    - (i) in sub-paragraph (a) for “police authority” (in each place) substitute “local policing body”;



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- (ii) in sub-paragraphs (a) and (b), for “that authority” substitute “ that body ”;
  - (b) in sub-paragraph (2), for “the authority” substitute “ the body ”;
  - (c) in sub-paragraph (3), for “police authority” substitute “ local policing body ”.
- (3) In paragraph 11(1)(a), for “police authority” substitute “ local policing body ”.
- (4) In paragraph 12—
  - (a) in sub-paragraph (1)—
    - (i) for “police authority” substitute “ local policing body ”;
    - (ii) for “that authority” substitute “ that body ”;
  - (b) in sub-paragraph (5), for “police authority” substitute “ local policing body ”;
  - (c) in sub-paragraph (6), for “police authority” substitute “ local policing body ”.
- (5) In paragraph 13—
  - (a) in sub-paragraph (1)—
    - (i) for “police authority” substitute “ local policing body ”;
    - (ii) for “the authority” substitute “ the body ”;
  - (b) in sub-paragraph (3)—
    - (i) for “police authority” substitute “ local policing body ”;
    - (ii) in sub-paragraph (b), for “police authority” substitute “ local policing body ”;
  - (c) in sub-paragraph (5)(b), for “police authority” substitute “ local policing body ”;
  - (d) in sub-paragraph (6)—
    - (i) for “police authority” substitute “ local policing body ”;
    - (ii) for “that authority” (in each place) substitute “ that body ”.
- (6) In paragraph 14(1), for “police authority” substitute “ local policing body ”.

**Commencement Information**

**I24** Sch. 16 para. 301 in force at 16.1.2012 by S.I. 2011/3019, art. 3, Sch. 1

- 302 (1) In Schedule 3 (handling of complaints and conduct matters etc), Part 2A (handling of death and serious injury matters) is amended in accordance with this paragraph.
- (2) In paragraph 14A(1), for “police authority” substitute “ local policing body ”.
  - (3) In paragraph 14B—
    - (a) in sub-paragraph (1)—
      - (i) for “police authority” substitute “ local policing body ”;
      - (ii) for “that authority” (in each place) substitute “ that body ”;
    - (b) in sub-paragraph (5), for “police authority” substitute “ local policing body ”;
    - (c) in sub-paragraph (6), for “police authority” substitute “ local policing body ”.
  - (4) In paragraph 14D(1), for “police authority” substitute “ local policing body ”.

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**Commencement Information**

**I25** Sch. 16 para. 302 in force at 16.1.2012 by S.I. 2011/3019, art. 3, **Sch. 1**

<sup>F5</sup>303 .....

.....  
**Textual Amendments**

**F5** Sch. 16 para. 303 omitted (31.1.2017 for specified purposes, 15.12.2017 in so far as not already in force) by virtue of **Policing and Crime Act 2017** (c. 3), s. 183(1)(5)(e), **Sch. 12 para. 27**; S.I. 2017/1139, reg. 2(k) (as amended by S.I. 2017/1162, reg. 2)

**Changes to legislation:**

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