
SCOTTISH STATUTORY INSTRUMENTS

2014 No. 67

The Police Service of Scotland (Performance) Regulations 2014

PART 3

Progress meetings

Determination of appeal

30.—(1) The senior manager must determine an appeal under regulation 27 in accordance with this regulation.

(2) In a case where a progress appeal meeting takes place, the senior manager must consider—

- (a) the appeal notice submitted under regulation 27(5);
- (b) any evidence accompanying that notice;
- (c) the written record of the progress meeting;
- (d) the constable's written comments on that record (if any); and
- (e) any representations made at the progress appeal meeting.

(3) In a case where no progress appeal meeting takes place, the senior manager must consider—

- (a) the appeal notice submitted under regulation 27(5);
- (b) any evidence accompanying that notice;
- (c) the written record of the progress meeting; and
- (d) the constable's written comments on that record (if any).

(4) Having considered the things mentioned in paragraph (2) or, as the case may be, (3), the senior manager may—

- (a) confirm or reverse the finding of unsatisfactory performance; and
- (b) confirm or vary any of the relevant terms against which the appeal is made.

(5) A reversal of the finding of unsatisfactory performance revokes the final improvement notice.

(6) Where the senior manager—

- (a) reverses the finding of unsatisfactory performance; or
- (b) varies any of the relevant terms against which an appeal was made,

the decision of the senior manager substitutes, from the date of the progress appeal meeting, the finding, the final improvement notice or the relevant terms against which an appeal was made.

(7) As soon as reasonably practicable after determining an appeal under regulation 27 the senior manager must—

- (a) send to the constable a written record of the senior manager's decision; and
- (b) in a case where a progress appeal meeting has taken place, send to the constable a written record of that meeting.