
DRAFT STATUTORY INSTRUMENTS

2023 No.

The Service Police (Complaints etc.) Regulations 2023

PART 3

Complaints etc.

CHAPTER 5

Investigations and Subsequent Proceedings etc.

Delegation of exercise or performance of powers and duties by Provost Marshals

84.—(1) Subject to the following provisions of this regulation, a Provost Marshal may delegate the exercise or performance of all or any of the powers and duties conferred or imposed on that Provost Marshal by or under this Part to—

- (a) in the case of a complaint or conduct matter concerning the conduct of a senior officer, another senior officer;
 - (b) in any other case a member of a service police force of at least the rank of—
 - (i) Lieutenant in relation to the Royal Navy Police;
 - (ii) Captain in relation to the Royal Military Police;
 - (iii) Flight Lieutenant in relation to the Royal Air Force Police.
- (2) Subject to paragraph (3), where a complaint is being handled by a Provost Marshal—
- (a) in accordance with regulation 17(3) otherwise than by the appropriate authority making arrangements for the complaint to be investigated by that authority on its own behalf; or
 - (b) otherwise than in accordance with this Part,

that person may delegate the exercise or performance of all or any of the powers and duties conferred or imposed on them by or under this Part to any member of a service police force.

(3) A Provost Marshal must not delegate the exercise or performance of any power or duty under this regulation to a person if to do so could reasonably give rise to a concern as to whether the person could act impartially.