



# Police Act 1964

## 1964 CHAPTER 48

### PART III

#### POLICE REPRESENTATIVE INSTITUTIONS

#### **44 Police Federations**

- (1) There shall continue to be a Police Federation for England and Wales and a Police Federation for Scotland for the purpose of representing members of the police forces in England and Wales and in Scotland respectively in all matters affecting their welfare and efficiency, other than questions of discipline and promotion affecting individuals.
- (2) The Police Federations shall act through local and central representative bodies; and the Police Federations and every branch thereof shall be entirely independent of, and unassociated with," any body or person outside the police service, but may employ persons outside the police service in an administrative or advisory capacity.
- (3) The Secretary of State may by regulations prescribe the constitution and proceedings of the Police Federations and, without prejudice to the generality of that power, regulations under this subsection may make provision—
  - (a) with respect to the membership of the Federations;
  - (b) with respect to the raising of funds by the Federations by voluntary subscription and the use and management of funds derived from such subscriptions;
  - (c) with respect to the manner in which representations may be made by committees or bodies of the Federations to police authorities, chief officers of police and the Secretary of State;
  - (d) for the payment by the Secretary of State of expenses incurred in connection with the Federations and for the use by the Federations of premises provided by police authorities for police purposes ; and
  - (e) for modifying any regulations under the Police Pensions Act 1948, under section 33 of this Act or under section 11 of the Police (Scotland) Act 1956 in relation to any member of a police force who is the secretary or an officer of a Police Federation and for requiring the appropriate Federation to make

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*Status: This is the original version (as it was originally enacted).*

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contributions in respect of the pay, pension or allowances payable to or in respect of any such person.

- (4) Regulations under this section may contain such supplementary and transitional provisions as the Secretary of State thinks fit, including provisions adapting references in any enactment (including this Act) to committees or other bodies of the Federations.
- (5) Before making any regulations under this section the Secretary of State shall consult the three Central Committees of the Police Federation to which the regulations will relate, sitting together as a Joint Committee; and any statutory instrument containing such regulations shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (6) This section applies to police cadets as it applies to members of police forces, and references to the police service shall be construed accordingly.

#### **45 Police Council for Great Britain**

- (1) For the consideration, by persons representing the interests of police authorities and those of members of police forces or police cadets, of questions relating to hours of duty, leave, pay and allowances, pensions or the issue, use and return of police clothing, personal equipment and accoutrements there shall be a council, to be known as the Police Council for Great Britain, which shall be established in accordance with such arrangements made after consultations between the Secretary of State and organisations representing those interests as appear to the Secretary of State to be satisfactory.
- (2) The arrangements shall regulate the procedure for reaching agreement on a recommendation to be made by the Council for the purposes of subsection (4) of this section and shall include provision for arriving at such a recommendation by arbitration in such circumstances as may be determined by or under the arrangements.
- (3) The Secretary of State may defray any expenses incurred by the Council.
- (4) Before making regulations under section 33 or 35 of this Act or under section 11 or 11A of the Police (Scotland) Act 1956 with respect to any of the matters mentioned in subsection (1) of this section the Secretary of State shall take into consideration any recommendation made by the Police Council for Great Britain and furnish the Council with a draft of the regulations; and that Council shall be taken to be the Police Council referred to in section 1(1) of the Police Pensions Act 1948.
- (5) The last foregoing subsection does not apply to regulations under the said section 11 relating to special constables.

#### **46 Police Advisory Boards for England and Wales and for Scotland**

- (1) There shall be a Police Advisory Board for England and Wales and a Police Advisory Board for Scotland for the purpose of advising the Secretary of State on general questions affecting the police in those countries respectively.
- (2) The constitution and proceedings of each of the Police Advisory Boards shall be such as the Secretary of State may determine after consulting organisations representing the interests of police authorities and of members of police forces and police cadets.

- (3) Before making regulations under section 33 or section 35 of this Act, other than regulations to which subsection (4) of section 45 of this Act applies, the Secretary of State shall furnish a draft of the regulations to the Police Advisory Board for England and Wales, and take into consideration any representations made by that Board.

#### **47 Membership of trade unions**

- (1) Subject to the provisions of this section, a member of a police force shall not be a member of any trade union, or of any association having for its objects, or one of its objects, to control or influence the pay, pensions or conditions of service of any police force:

Provided that where a person was a member of a trade union before becoming a member of a police force, he may, with the consent of the chief officer of police, continue to be a member of that union during the time of his service in the police force.

- (2) If any question arises whether any body is a trade union or an association to which this section applies, the question shall be determined by the chief registrar of friendly societies.
- (3) This section applies to police cadets as it applies to members of a police force, and references to a police force or to service in a police force shall be construed accordingly.
- (4) Nothing in this section applies to membership of the Police Federations, or of any body recognised by the Secretary of State for the purposes of this section as representing members of police forces who are not members of those Federations.