



Police and Magistrates' Courts Act 1994

1994 CHAPTER 29

PART II

POLICE (SCOTLAND)

63 Other amendments of 1967 Act.

- (1) The 1967 Act shall be amended in accordance with this section.
- (2) In section 6(2) (application of certain provisions of 1967 Act to constables below rank of assistant chief constable) the words "a deputy chief constable" shall be omitted.
- (3) In section 7(3) (assignment of lower rank), for the words from "as to" to the end there shall be substituted the words "made in accordance with section 26(2A) of this Act".
- (4) In section 24 (effect of amalgamation scheme on constables engaged in service other than with their own force)—
 - (a) in subsection (1) for the words from "either" to "transferred force" there shall be substituted the words "a person is engaged in relevant service within the meaning of section 38A of this Act";
 - (b) in subsection (2) for the word "overseas" in each of the three places where it occurs there shall be substituted the word "relevant"; and
 - (c) in subsection (3), the words from "and the expression" onwards shall be omitted.
- (5) In section 31 (requirement for chief constable to retire in interests of efficiency)—
 - (a) in subsection (2)—
 - (i) for the words "a deputy or" there shall be substituted the word "an"; and
 - (ii) the words "or deputy" shall be omitted; and
 - (b) in subsection (4), the words "or deputy" shall be omitted.
- (6) In section 32(1) (payment towards expenses of police authorities and joint police committees) after the words "19(6)" there shall be inserted the words " , section 32A ".

Changes to legislation: There are currently no known outstanding effects for the Police and Magistrates' Courts Act 1994, Section 63. (See end of Document for details)

(7) In section 38—

- (a) in subsection (3A), for the words “subsection (1) above” there shall be substituted the words “section 38A(3) of this Act”; and
- (b) in subsection (5) (interpretation), in the definition of “central service” for the words “service as a staff officer to the inspectors of constabulary” there shall be substituted the words “temporary service under section 34 of this Act”.

(8) In section 42(1) (offence of causing disaffection amongst constables), the words “or to commit breaches of discipline” shall be omitted.

(9) In section 51 (interpretation)—

- (a) in subsection (1), the definitions of “regular constable”, “special constable” and “temporary constable” shall be omitted; and
- (b) after subsection (3) there shall be inserted— “(3A) Any reference in this Act to efficiency or to being efficient shall be construed, except where the context otherwise requires, as including, respectively, a reference to effectiveness or to being effective.”.

(10) In Schedule 2 (transitory provisions for purposes of amalgamation schemes), paragraph 2 shall be omitted.

Commencement Information

- II** [S. 63](#) wholly in force at 1.8.1996: [s. 63\(4\)\(7\)\(a\)](#) in force for certain purposes at Royal Assent, see [s. 94\(3\)\(c\)](#); [s. 63\(1\)\(6\)\(7\)\(b\)\(9\)\(b\)](#) in force (1.1.1995) by [S.I. 1994/3075](#), [art. 2](#), [Sch.](#); [s. 63\(9\)\(a\)](#) in force (13.12.1995) by [S.I. 1995/3003](#), [art. 2](#), [Sch.](#); [s. 63\(2\)\(4\)\(5\)\(7\)](#) in force (1.4.1995) insofar as not already in force by [S.I. 1995/492](#), [art. 2](#), [Sch. 1](#) (with transitional provisions in [art. 3](#)); [s. 63\(3\)\(8\)\(10\)](#) in force (1.8.1996) by [S.I. 1996/1646](#), [art. 2](#), [Sch.](#) (with savings in [art. 3](#))

Changes to legislation:

There are currently no known outstanding effects for the Police and Magistrates' Courts Act 1994, Section 63.