



# Police Reform and Social Responsibility Act 2011

## 2011 CHAPTER 13

### PART 1

#### POLICE REFORM

#### CHAPTER 6

##### POLICE AND CRIME COMMISSIONERS: ELECTIONS AND VACANCIES

##### *Vacancy in office of police and crime commissioner*

#### **60 Declaration of vacancy in certain cases**

- (1) Subsection (2) applies where—
  - (a) a police and crime commissioner for a police area becomes disqualified (whether by virtue of this or any other Act)—
    - (i) from being a police and crime commissioner, or
    - (ii) from being the police and crime commissioner for the police area,
  - (b) the person elected as police and crime commissioner for a police area fails to make and deliver a declaration of acceptance of office in accordance with section 70, or
  - (c) a vacancy arises under section 63 (incapacity of commissioner: acting commissioner acting for 6 months).
- (2) The appropriate officer must forthwith declare the office of police and crime commissioner for that police area to be vacant, unless—
  - (a) it has been declared vacant by the High Court, or

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*Status: This is the original version (as it was originally enacted).*

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- (b) an application has been made to the High Court for a declaration under section 71 and the grounds in issue include any ground on which the appropriate officer would (but for this paragraph) make the declaration.