



# Police, Crime, Sentencing and Courts Act 2022

## 2022 CHAPTER 32

### PART 1

#### PROTECTION OF THE POLICE ETC

##### *Special constables and Police Federations*

#### **4 Special constables and Police Federations: amendments to the Police Act 1996**

- (1) The Police Act 1996 is amended as follows.
- (2) In section 51 (regulations for special constables), in subsection (2), after paragraph (c) insert—
  - “(ca) the treatment as occasions of police duty of attendance at meetings of the Police Federations and of any body recognised by the Secretary of State for the purposes of section 64;”.
- (3) Section 59 (Police Federations) is amended as set out in subsections (4) to (7).
- (4) For subsection (1) substitute—
  - “(1) There shall continue to be a Police Federation for England and Wales for the purpose of representing members of the police forces in England and Wales, and special constables appointed for a police area in England and Wales, in all matters affecting their welfare and efficiency, except for—
    - (a) questions of promotion affecting individuals, and
    - (b) (subject to subsection (2)) questions of discipline affecting individuals.”
- (5) After subsection (1A) insert—

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*Changes to legislation: There are currently no known outstanding effects for the Police, Crime, Sentencing and Courts Act 2022, Section 4. (See end of Document for details)*

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“(1B) There shall continue to be a Police Federation for Scotland for the purpose of representing constables of the Police Service of Scotland in all matters affecting their welfare and efficiency, except for—

- (a) questions of promotion affecting individuals, and
- (b) (subject to subsection (2A)) questions of discipline affecting individuals.”

(6) For subsection (2) substitute—

“(2) The Police Federation for England and Wales may—

- (a) represent a member of a police force at any proceedings brought under regulations made in accordance with section 50(3) above, or on an appeal from any such proceedings;
- (b) represent a special constable at any proceedings brought under regulations made in accordance with section 51(2A) above, or on an appeal from any such proceedings.

(2A) The Police Federation for Scotland may represent a constable of the Police Service of Scotland at any proceedings brought under regulations made in accordance with section 48 of the Police and Fire Reform (Scotland) Act 2012 (asp 8) in so far as relating to the matters described in section 52 of that Act, or on an appeal from any such proceedings.”

(7) For subsection (3) substitute—

“(3) Except on an appeal to a police appeals tribunal or as provided in regulations made in accordance with section 84—

- (a) a member of a police force in England and Wales may only be represented under subsection (2)(a) by another member of a police force or a special constable;
- (b) a special constable appointed for a police area in England and Wales may only be represented under subsection (2)(b) by another special constable or a member of a police force;
- (c) a constable of the Police Service of Scotland may only be represented under subsection (2A) by another constable of the Police Service of Scotland.”

(8) In section 60 (regulations for Police Federations), in subsection (2), in paragraph (e), for the words from the beginning to “requiring” substitute “about the pay, pension or allowances and other conditions of service for any member of a police force or special constable who is the secretary or officer of a Police Federation (including provision which applies existing regulations with modifications), and may require”.

#### Commencement Information

- I1** S. 4 in force at Royal Assent for specified purposes, see [s. 208\(4\)\(a\)](#)
- I2** [S. 4\(1\)\(2\)](#) in force at 28.6.2022 in so far as not already in force by [S.I. 2022/520](#), [reg. 5\(b\)](#)
- I3** [S. 4\(3\)-\(8\)](#) in force at 28.6.2022 in so far as not already in force by [S.I. 2022/520](#), [reg. 5\(c\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Police, Crime, Sentencing and Courts Act 2022, Section 4.