Veto: proposal of reserve candidate

9.—(1) Where the panel exercises the power under paragraph 5 of Schedule 8 (power to veto proposed appointment) the police and crime commissioner shall propose another person for appointment as chief constable (“a reserve candidate”).

(2) The police and crime commissioner proposes a reserve candidate by notifying the panel of the following information—

(a) the name of the reserve candidate;
(b) the criteria used to assess the suitability of the reserve candidate for the appointment;
(c) why the reserve candidate satisfies those criteria; and
(d) the terms and conditions on which the reserve candidate is to be appointed.

Panel’s consideration of reserve candidate

10.—(1) Within the period of three weeks beginning with the day on which the panel receives notification under regulation 9(2) the panel shall—

(a) review the proposed appointment; and
(b) make a report to the police and crime commissioner on the proposed appointment.

(2) Before making a report under paragraph (1)(b), the panel must hold a confirmation hearing within the meaning of paragraph 6 of Schedule 8.

(3) The report made under paragraph (1)(b) must include a recommendation to the police and crime commissioner as to whether or not the reserve candidate should be appointed.

(4) The panel must publish the report made under paragraph (1)(b).

(5) In calculating the period of three weeks for the purpose of paragraph (1), any relevant post-election period within the meaning of paragraph 4(10) of Schedule 8 is to be ignored.

Police and crime commissioner’s consideration of report

11. On receiving a report under regulation 10(1)(b) the commissioner shall—

(a) have regard to the report (including the recommendation in the report); and
(b) notify the panel of his decision as to whether he accepts or rejects the recommendation.
Appointment of chief constable

12.—(1) The end of the confirmation process is reached when the police and crime commissioner gives the notification mentioned in regulation 11(b).

(2) The police and crime commissioner may then—

(a) appoint the reserve candidate as chief constable; or

(b) propose another person for appointment as chief constable.

(3) Where a proposal is made under paragraph (2)(b), this Part applies in relation to that person as if the proposal had been made under regulation 9(1) (and accordingly the person is treated for the purposes of this Part as a reserve candidate).