
STATUTORY INSTRUMENTS

2012 No. 62

The Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012

PART 3

Investigation of Serious Complaints and Conduct Matters

Investigations by the Commission itself

20.—(1) This regulation applies where the Commission has determined that it should itself carry out the investigation of a complaint or conduct matter.

(2) The Commission shall designate—

- (a) a member of the Commission's staff to take charge of the investigation on behalf of the Commission, and
- (b) such other members of the Commission's staff as are required by the Commission to assist him.

(3) Paragraph 19(4), (5), (7) and (8) of Schedule 3 to the 2002 Act (powers of constable for Commission staff) shall apply in relation to an investigation under this regulation, with the modification that the reference in paragraph 19(4)(a) to a member of the Commission's staff designated under paragraph 19(2) shall have effect as a reference to a member of the Commission's staff designated under paragraph (2) of this regulation.

(4) Any order made under section 19 of, or paragraph 19(6) of Schedule 3 to, the 2002 Act (use of investigatory powers by or on behalf of the Commission; application of provisions of Police and Criminal Evidence Act 1984⁽¹⁾ to investigations conducted by Commission staff) shall apply in relation to an investigation under this regulation, with the modification that any reference in the order to a member of the Commission's staff designated under paragraph 19(2) of Schedule 3 to the 2002 Act shall have effect as a reference to a member of the Commission's staff designated under paragraph (2) of this regulation.

Commencement Information

II Reg. 20 in force at 16.1.2012, see [reg. 1](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations applied (with modifications) by [S.I. 2017/863 art. 28Sch. 1](#)
- Regulations applied (with modifications) by [S.I. 2021/112 art. 35\(1\)\(2\)Sch. 5 para. 52](#)
- Regulations words substituted by [S.I. 2017/1250 reg. 21\(2\)\(a\)](#)
- Regulations words substituted by [S.I. 2017/1250 reg. 21\(2\)\(b\)](#)
- Regulations words substituted by [S.I. 2017/1250 reg. 21\(2\)\(c\)](#)
- Regulations words substituted by [S.I. 2017/1250 reg. 21\(2\)\(d\)](#)
- reg. 20 heading word omitted by [S.I. 2017/1250 reg. 21\(10\)\(a\)](#)
- reg. 20(3) word substituted by [S.I. 2017/1250 reg. 21\(10\)\(c\)\(i\)](#)
- reg. 20(3) word substituted by [S.I. 2017/1250 reg. 21\(10\)\(c\)\(ii\)](#)
- reg. 20(4) word substituted by [S.I. 2017/1250 reg. 21\(10\)\(d\)\(i\)](#)
- reg. 20(4) word substituted by [S.I. 2017/1250 reg. 21\(10\)\(d\)\(ii\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 3(4A) inserted by [S.I. 2017/1250 reg. 21\(5\)\(a\)](#)
- reg. 3A3B inserted by [S.I. 2017/1250 reg. 21\(6\)](#)
- reg. 20(2)(2A) substituted for reg. 20(2) by [S.I. 2017/1250 reg. 21\(10\)\(b\)](#)