STATUTORY INSTRUMENTS

1985 No. 1045

POLICE

The Police (Amendment) (No. 3) Regulations 1985

Made - - - -	8*th July* 1985
Laid before Parliament	18*th July* 1985
Coming into Operation	14*th August* 1985

In exercise of the powers conferred upon me by section 33 of the Police Act 1964(**a**), and after taking into account the representations made by the Police Advisory Board for England and Wales and the recommendations made by the Police Negotiating Board for the United Kingdom, and furnishing each of the said Boards with a draft of the Regulations in accordance with section 46(3) of that Act and section 2(1) of the Police Negotiating Board Act 1980(**b**), I hereby make the following Regulations:—

1. These Regulations may be cited as the Police (Amendment) (No. 3) Regulations 1985.

2. These Regulations shall come into operation on 14th August 1985 and shall have effect for the purposes of Regulation 5 as from 1st April 1985.

3. In these Regulations any reference to the principal Regulations is a reference to the Police Regulations 1979(**c**).

4. In Regulation 12 of the principal Regulations (business interests incompatible with membership of a police force) there shall be inserted after paragraph (3) the following provision:—

"(3A) Upon receipt of such notice, the police authority shall send to the member concerned copies of any documents submitted to them by the chief officer of police setting out the matters on which he relies in support of his decision and shall afford the member concerned a reasonable opportunity to comment thereon.".

5. For Regulation 54(1) and (2) of the principal Regulations (plain clothes allowance) there shall be substituted the following provisions:—

"(1) A member of a police force below the rank of assistant chief constable who is required for a continuous period of not less than a week to do duty in plain clothes shall be paid a plain clothes allowance at such annual rate as shall be determined by the Secretary of State.

(**a**) 1964 c. 48. (**b**) 1980 c. 10.
(**c**) S.I. 1979/1470; there are no relevant amending instruments.

(2) A member of a police force below the rank of superintendent who is required to perform duties in plain clothes for not less than 40 hours in the aggregate in any period of 6 months shall, subject to paragraph (3), be paid a plain clothes allowance in respect of such duties at such hourly rate as shall be determined by the Secretary of State.".

Leon Brittan,
One of Her Majesty's Principal Secretaries of State.

Home Office.
8th July 1985.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations amend the Police Regulations 1979 with effect, as provided by Regulation 2, for the purposes of Regulation 4, as from 14th August 1985 and, for the purposes of Regulation 5, as from 1st April 1985 (retrospection is authorised by section 33(4) of the Police Act 1964).

Regulation 4 relates to a police officer who appeals to his police authority under Regulation 12(3) of the principal Regulations against his chief officer's decision that a business interest which he or his family has is incompatible with his remaining a member of the police force concerned. The Regulation entitles him, on giving notice of appeal to the police authority, to copies of any documents sent by the chief officer to the police authority in support of his decision.

Regulation 5 amends the provision made by Regulation 54 of the principal Regulations for differing rates of plain clothes allowance. Paragraph (1) as substituted makes provision for the Secretary of State to determine, for all ranks below the rank of assistant chief constable, a single annual rate of allowance; Paragraph (2) makes provision for him to determine, for all ranks below the rank of superintendent, a single hourly rate of allowance.

SI 1985/1045
ISBN 0-11-057045-6

