EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations substitute new paragraphs for paragraphs (1) and (4) (*a*) of Regulation 18 of the Police (Discipline) Regulations, 1952, which relates to suspension from duty. The new paragraphs make further and more specific provision in respect of the following matters. Paragraph (1) authorises the suspension from duty of a member of a police force who is alleged to have committed a criminal offence. Paragraph (4) (*a*) (i) provides for the payment, to a suspended member who returns to duty, of full pay and allowances in respect of the period of his suspension if it has been decided that he shall not be charged with an offence against discipline.

1954 No. 1688

The Police (Discipline) (Deputy Chief Constables, Assistant Chief Constables and Chief Constables) Regulations, 1954

Made - - - - 17*th December,* 1954
Coming into Operation 1*st January,* 1955

I, the Right Honourable Gwilym Lloyd-George, one of Her Majesty's Principal Secretaries of State, in pursuance of the powers conferred upon me by section four of the Police Act, 1919(a), hereby make the following Regulations:—

1.—(1) For paragraph (1) of Regulation 15 of the Police (Discipline) (Deputy Chief Constables, Assistant Chief Constables and Chief Constables) Regulations, 1952(b), there shall be substituted the following paragraph:—

"(1) Where a report or allegation is received from which it appears that a deputy chief constable or assistant chief constable of a borough police force may have committed an offence against discipline or a criminal offence, the police authority may suspend him from duty until such time as either—

(*a*) it is decided that he shall not be charged with an offence against discipline, or

(*b*) the disciplinary proceedings referred to in these Regulations are concluded:

Provided that in a case of urgency the chief constable may suspend the deputy chief constable or assistant chief constable from duty until the police authority have considered whether or not to suspend him from duty.".

(2) For sub-paragraph (*a*) of paragraph (4) of the said Regulation there shall be substituted the following sub-paragraph:—

"(4) (*a*) A deputy chief constable or assistant chief constable of a borough force who having been suspended from duty returns to duty shall

(a) 9 & 10 Geo. 5. c. 46. (b) S.I. 1952/1706 (1952 II, p. 2525).

receive, as from the date of his suspension from duty, the pay and allowance to which he would have been entitled by virtue of regulations made under section four of the Police Act, 1919, and then in force, but for his suspension from duty, if—

(i) it has been decided that he shall not be charged with an offence against discipline; or

(ii) he has been so charged and all the charges have been dismissed; or

(iii) he has been so charged and has been punished by a reduction in his rate of pay, fine, reprimand or caution, unless the police authority direct that he shall not receive the said pay and allowances.".

2. In paragraph (1) of Regulation 21 of the said Regulations for the definition of the expression "offence" there shall be substituted the following definition:—

"'offence' and 'offence against discipline' have the same meaning as they have in the Police (Discipline) Regulations, 1952(**a**);".

3. These Regulations may be cited as the Police (Discipline) (Deputy Chief Constables, Assistant Chief Constables and Chief Constables) Regulations, 1954, and shall come into operation on the first day of January, 1955.

G. Lloyd-George,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.
17th December, 1954.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations substitute new paragraphs for paragraphs (1) and (4) (*a*) of Regulation 15 of the Police (Discipline) (Deputy Chief Constables, Assistant Chief Constables and Chief Constables) Regulations, 1952, which relates to suspension from duty. The new paragraphs make further and more specific provision in respect of the following matters. Paragraph (1) authorises the suspension from duty of a deputy chief constable, assistant chief constable or chief constable who is alleged to have committed a criminal offence. Paragraph (4) (*a*) (i) provides for the payment, to an officer suspended under the Regulation who returns to duty, of full pay and allowances in respect of the period of his suspension if it has been decided that he shall not be charged with an offence against discipline.

(a) S.I. 1952/1705 (1952 II, p. 2511).