STATUTORY INSTRUMENTS

1977 No. 758

POLICE

The Police (Discipline) (Transitional Provisions) Regulations 1977

Made - - -	*25th April* 1977
Laid before Parliament	*6th May* 1977
Coming into Operation	*1st June* 1977

In exercise of the powers conferred on me by section 33 of the Police Act 1964 (**a**), and after consulting the Police Advisory Board for England and Wales in accordance with section 46(3) of the said Act (as amended by section 4(6) of the Police Act 1969(**b**)), I hereby make the following Regulations:—

1. These Regulations may be cited as the Police (Discipline) (Transitional Provisions) Regulations 1977 and shall come into operation on 1st June 1977.

2.—(1) In these Regulations the expression "the Regulations of 1965" means—

(*a*) in the case of a deputy chief constable, assistant chief constable or chief constable, the Police (Discipline) (Deputy Chief Constables, Assistant Chief Constables and Chief Constables) Regulations 1965(**c**), as amended (**d**) (revoked with savings by the Police (Discipline) (Senior Officers) Regulations 1977(**e**));

(*b*) In the case of any other member of a police force, the Police (Discipline) Regulations 1965(**f**), as amended (**g**) (revoked with savings by the Police (Discipline) Regulations 1977(**h**)).

(2) In these Regulations the expression "the Regulations of 1977" means—

(*a*) in the case of a chief constable or other senior officer within the meaning of the Police (Discipline) (Senior Officers) Regulations 1977, those Regulations;

(*b*) in the case of any other member of a police force, the Police (Discipline) Regulations 1977.

(3) The Interpretation Act 1889 (**i**) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

(**a**) 1964 c. 48. (**b**) 1969 c. 63.
(**c**) S.I. 1965/544 (1965 I, p. 1693).
(**d**) The relevant amending instrument is S.I. 1967/186 (1967 I, p. 337).
(**e**) S.I. 1977/581 (1977 I, p. 1862).
(**f**) S.I. 1965/543 (1965 I, p. 1678).
(**g**) The relevant amending instrument is S.I. 1967/185 (1967 I, p. 333).
(**h**) S.I. 1977/580 (1977 I, p. 1840). (**i**) 1889 c. 63.

3.—(1) This Regulation shall apply in the case of a member of a police force—

(*a*) in whose case anything has been done before 1st June 1977 for the purpose of any provision of the Regulations of 1965, but

(*b*) who has not been charged with an offence, before that date, under those Regulations.

(2) Where this Regulation applies then anything done, before 1st June 1977, for the purpose of any provision of the Regulations of 1965 shall have effect, on and after that date, as if it had been done for the purpose of the corresponding provision of the Regulations of 1977 and, in particular, where a member is immediately before 1st June 1977 suspended under the Regulations of 1965, he shall be treated on and after that date as if he had been suspended under the Regulations of 1977.

4.—(1) This Regulation shall apply in the case of a member of a police force who has been charged with an offence, before 1st June 1977, under the Regulations of 1965.

(2) Where this Regulation applies and without prejudice to Regulation 2(2) of the Regulations of 1977, in connection with the charge and offence in question the provisions of the Regulations of 1965 relating to suspension from membership of the force and the office of constable and to punishment shall continue to have effect.

Merlyn Rees,
One of Her Majesty's Principal Secretaries of State.

Home Office,
Whitehall.

25*th April* 1977.

EXPLANATORY NOTE

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

The Police (Discipline) Regulations 1977 and the Police (Discipline) (Senior Officers) Regulations 1977 (which come into operation on 1st June 1977) consolidate with amendments the Police (Discipline) Regulations 1965 and the Police (Discipline) (Deputy Chief Constables, Assistant Chief Constables and Chief Constables) Regulations 1965.

These Regulations contain transitional provisions.

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