STATUTORY INSTRUMENTS

1984 No. 1214

POLICE

The Police (Promotion) (Amendment) Regulations 1984

Made - - - -	*3rd August* 1984
Laid before Parliament	*9th August* 1984
Coming into Operation	*31st August* 1984

In exercise of the powers conferred upon me by section 33 of the Police Act 1964(**a**), and after having furnished a draft of the Regulations to the Police Advisory Board for England and Wales in accordance with section 46(3) of that Act, I hereby make the following Regulations:—

1. These Regulations may be cited as the Police (Promotion) (Amendment) Regulations 1984 and shall come into operation on 31st August 1984.

2. The Police (Promotion) Regulations 1979(**b**) shall be amended as follows:—

(a) in Regulation 7, the proviso shall be omitted;

(b) there shall be substituted for Regulations 9, 10 and 11 the following Regulations:—

"Promotion of persons selected for Police Staff College special course

9.— (1) Notwithstanding any provision of the foregoing Regulations but without prejudice to his promotion in accordance therewith, a member of a police force who has been selected for the first or second part of a course of training at the Police Staff College designated by the Secretary of State for the purposes of this Regulation and commencing on or after 1st April 1985 (hereafter respectively referred to as "Part I of the special course" and "Part II of the special course") shall be promoted in accordance with the following provisions of these Regulations.

(2) A member of a police force shall be promoted as aforesaid whether or not there is a vacancy in the authorised establishment for the rank to which he is to be promoted, and unless and until a member promoted as aforesaid is designated to fill any such vacancy as may from time to time occur, his promotion shall be without

(**a**) 1964 c.48; section 46(3) was amended by section 4(6) of the Police Act 1969 (c.63).
(**b**) S.I. 1979/991, amended by S.I. 1981/919, 1982/1607.

prejudice to the promotion of any other member to fill such a vacancy.

Constable promoted sergeant on selection for the special course

10.— (1) A member of a police force holding the rank of constable who is qualified under Regulation 4(1) for promotion to the rank of sergeant and who is selected for Part I of the special course shall, on 1st September in the year immediately preceding the year in which he is to attend that Part of the course, be promoted to the rank of sergeant.

(2) In calculating for the purposes of Regulation 7 the period of probationary service to be completed by a member of a police force promoted to the rank of sergeant, there shall be disregarded any period spent by the member on Part I of the special course.

Sergeant promoted inspector on completion of Part II *of special course*

11.— (1) A member of a police force—

(a) who is selected for Part II of the special course;

(b) who, immediately before the date on which he is to take up his place on that Part of the course, holds the rank of sergeant (whether by virtue of Regulation 10 or otherwise); and

(c) who under Regulation 4(2) is qualified for promotion to the rank of inspector,

shall, on the said date, be promoted temporarily to the rank of inspector.

(2) Where such a member of a police force as is mentioned in paragraph (1) completes Part II of the course and the Commandant or Deputy Commandant of the Police Staff College issues a certificate that he has passed, he shall forthwith be promoted, by virtue of this paragraph, to the rank of inspector.

(3) Notwithstanding Regulation 10(2), there shall be taken into account in calculating the period of service as a sergeant required under Regulation 4(2) for promotion to the rank of inspector any period spent by a member of a police force on Part I of the special course.

(4) A member of a police force who is promoted under this Regulation to the rank of inspector shall be on probation in that rank until he has completed a year's service in that rank in the performance of ordinary police duty.";

(c) at the end of Regulation 12 there shall be inserted the following paragraph:—

"(3) Where a member of a police force has previous service in the British Transport Police, and, for the purpose of gaining promotion in that police force, has taken the qualifying examination for

promotion from constable to sergeant or from sergeant to inspector prescribed by the Police (Promotion) (Scotland) Regulations 1968(a) and has obtained a pass therein, he shall be deemed to have obtained a pass in the qualifying examination for promotion to the rank of sergeant, or, as the case may be, in the qualifying examination for promotion to the rank of inspector for the purposes of these Regulations.".

Home Office.
3rd August 1984.

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

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Police Promotion Regulations 1979 which govern promotion to the ranks of sergeant and inspector in police forces in England and Wales, with effect from 31st August 1984.

Regulation 2*(a)* amends Regulation 7 (which relates to the period of probation for a constable promoted to sergeant) so as to remove the proviso, which excludes temporary promotion in calculating periods of probation.

Regulation 2*(b)* makes provision in place of Regulations 9, 10 and 11 of the 1979 Regulations to take account of new training arrangements at the Police Staff College.

Regulation 9 as substituted provides that promotion of a person who has been selected for the first or second part of a course of training at the College designated by the Secretary of State for the purposes of that Regulation is to be in accordance with the Regulations 10 and 11 as substituted. Regulation 10 as substituted provides for the promotion of a constable who is selected for Part I of the special course to the rank of sergeant on 1st September in the year preceding the year in which his course is held. Regulation 11 as substituted provides for the temporary promotion of a sergeant to inspector at the commencement of Part II of the special course, and for his confirmation in that rank on his successful completion of the Part.

Regulation 2*(c)* amends Regulation 12 of the 1979 Regulations so that a person who, for the purposes of gaining promotion in the British Transport Police, has passed the appropriate qualifying examination prescribed by the Police (Promotion) (Scotland) Regulations 1968 shall be deemed to have passed the qualifying examination for promotion to the rank of sergeant, or, as the case may be, to the rank of inspector for the purposes of the 1979 Regulations.

(a) S.I. 1968/717; the relevant amending instruments are S.I. 1971/344, 1981/86, 1984/648.

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