EXPLANATORY MEMORANDUM TO

THE POLICE (PROMOTION) (AMENDMENT) REGULATIONS 2013

2013 No. 1780

1. This explanatory memorandum has been prepared by the Home Office and is laid before Parliament by Command of Her Majesty.

2. Purpose of the instrument

2.1 This instrument amends the Police (Promotion) Regulations 1996. It allows a police constable who is on temporary promotion to the rank of sergeant while undertaking a work-based assessment for substantive promotion to that rank, and who is taking part in the High Potential Development Scheme (the HPD Scheme), to undertake the initial written examination for promotion to the rank of inspector.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Context

4.1 Paragraph 5 of Schedule 1 to the Police (Promotion) Regulations 1996 makes provision about the eligibility of police officers to take examinations for promotion to the ranks of sergeant and inspector. Police officers in forces operating the Part IIB assessment (known as the New Police Promotion Framework) are not substantively promoted to their new rank until they have completed a year of work-based assessment, and during this period they are unable to start the promotion process for the next rank by taking the initial written examination for that rank (the Part I examination). The Part I examination is run once a year, therefore an officer in this position may have to spend up to two years as a sergeant before he or she can attempt it.

5. Territorial Extent and Application

5.1 This instrument applies to England and Wales.

6. European Convention on Human Rights

6.1 As the instrument is subject to the negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

- ***What is being done and why***

7.1 The amendment made by this instrument allows a police constable who is on temporary promotion to the rank of sergeant while undertaking a work-based assessment for substantive promotion to that rank, and who is taking part in the HPD Scheme, to undertake the Part I examination for promotion to the rank of inspector. This will allow officers on the HPD Scheme to move more quickly from sergeant to inspector.

7.2 The HPD Scheme is for serving police officers and is designed to develop the most talented individuals to become the police leaders of the future. It is managed by the College of Policing.

- ***Consolidation***

7.3 These regulations make limited amendments to the Police (Promotion) Regulations 1996. This is not regarded as a suitable opportunity to consolidate these and other amendments that have been made to the Police (Promotion) Regulations 1996.

8. Consultation outcome

8.1 A draft of these Regulations has been supplied to the Police Advisory Board for England and Wales. The Board was given the opportunity to make representations and had no comment on the draft.

9. Guidance

9.1 The Regulations are intended to be self-explanatory to the lay reader, and no guidance will be issued.

10. Impact

10.1 There is no impact on business, charities or voluntary bodies.

10.2 The impact on the public sector is that police officers taking part in the HPD Scheme may be able to secure promotion more rapidly. An Impact Assessment has not been prepared for this instrument.

11. Regulating small business

11.1 The legislation does not apply to small business.

12. Monitoring & review

12.1 The effective operation of the Police (Promotion) Regulations 1996 is the subject of ongoing attention by the Home Office.

13. Contact

13.1 Al Lama at the Home Office Tel: 020 7035 1798 or email: al.lama@homeoffice.gsi.gov.uk for any queries regarding the instrument.