



# Policing and Crime Act 2017

## 2017 CHAPTER 3

### PART 5

#### POLICE AND CRIME COMMISSIONERS AND POLICE AREAS

##### *Deputy PCCs etc: terms and eligibility*

#### **122 Eligibility of deputy police and crime commissioners for election**

- (1) In section 65 of the Police Reform and Social Responsibility Act 2011 (disqualification from election or holding office as police and crime commissioner: police grounds), after subsection (1) insert—
- “(1A) Subsection (1)(e)(i) does not prevent a deputy police and crime commissioner—
- (a) from being elected as police and crime commissioner at an ordinary election of police and crime commissioners;
  - (b) from being elected at an election held under section 51 to fill a vacancy in the office of police and crime commissioner if, on the day on which the person is nominated as a candidate at the election and at all times between that day and the declaration of the result of the election, the deputy is acting as police and crime commissioner under section 62.”
- (2) Section 65(1A)(b) of the 2011 Act (as inserted by subsection (1) above) does not apply in relation to an election held under section 51 of that Act to fill a vacancy in the office of police and crime commissioner if the election is in progress at the time this section comes into force.
- (3) For the purpose of subsection (2), an election held under section 51 of the 2011 Act is in progress during the period—
- (a) beginning with the time when the vacancy in the office of police and crime commissioner occurred, and

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*Status: This is the original version (as it was originally enacted).*

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- (b) ending immediately after the person elected to fill the vacancy has made and delivered a declaration of acceptance under section 70(1) of that Act.