
Changes to legislation: Police Reform Act 2002, Cross Heading: Recommendations by the Director
General is up to date with all changes known to be in force on or before 24 April 2024. There are
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SCHEDULES

SCHEDULE 3

HANDLING OF COMPLAINTS AND CONDUCT MATTERS ETC.

Modifications etc. (not altering text)

- C1** Sch. 3 modified (15.12.2017) by S.I. 2012/1204, **Sch. Pt. 1** (as inserted by **The Police (Conduct, Complaints and Misconduct and Appeal Tribunal) (Amendment) Regulations 2017** (S.I. 2017/1134), reg. 1(1), **Sch. 2** (with reg. 2))
- C1** Sch. 3 applied (with modifications) by 1984 c. 55, **ss. 56A-56C** (as inserted (6.4.2023 for specified purposes) by **Building Safety Act 2022** (c. 30), **ss. 53(1)**, 170(4)(c); S.I. 2023/362, **reg. 3(1)(v)**)

PART 3

INVESTIGATIONS AND SUBSEQUENT PROCEEDINGS

[^{F1}Recommendations by the [^{F2}Director General]

Textual Amendments

- F1** Sch. 3 paras. 28A, 28B and cross-headings inserted (1.10.2014) by **Anti-social Behaviour, Crime and Policing Act 2014** (c. 12), **ss. 139**, 185(1) (with **ss. 21**, 33, 42, 58, 75, 93); S.I. 2014/2454, art. 3(a)
- F2** Words in Sch. 3 substituted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by **Policing and Crime Act 2017** (c. 3), s. 183(1)(5)(e), **Sch. 9 para. 56(2)** (with Sch. 9 para. 56(6)); S.I. 2017/1249, reg. 2 (with reg. 3)

- 28A (1) This paragraph applies where the [^{F2}Director General] has received a report [^{F3}(or otherwise completed one in relation to an investigation carried out under paragraph 19 by the Director General personally)] under—
- (a) paragraph 22(3) (report on completion of investigation of complaint or conduct matter ^{F4}... [^{F5}directed] by [^{F2}Director General]),
 - (b) paragraph 22(5) (report on completion of investigation of complaint or conduct matter by [^{F6}or on behalf of the Director General]), or
 - (c) paragraph 24A(2) [^{F7}or (2A)] (report on completion of investigation of DSI matter that is not also conduct matter).
- (2) This paragraph also applies where the [^{F2}Director General] has made a determination on [^{F8}a review] under—
- (a) paragraph [^{F9}6A] ([^{F10}review] relating to complaint dealt with other than by investigation), or
 - (b) paragraph 25 ([^{F11}review] with respect to an investigation).

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- (3) The [F²Director General] may make a recommendation in relation to a matter dealt with in the report or [F¹²review].
- [Where this paragraph applies—
- ^{F13}(3A) (a) by virtue of sub-paragraph (1)(a) or (b) and the report is a report of an investigation of a complaint, or
- (b) by virtue of sub-paragraph (2),
- a recommendation made under sub-paragraph (3) may not be a recommendation of a kind described in regulations made under paragraph 28ZA(1).]
- (4) A recommendation under this paragraph may be made to any person if it is made—
- (a) following the receipt [F¹⁴or completion] of a report relating to—
- (i) a DSI matter,
- (ii) a conduct matter of a type specified in regulations, or
- (iii) a complaint of a type specified in regulations; or
- (b) following a determination on [F¹⁵a review] relating to a complaint of a type specified in regulations.
- (5) In any other case, a recommendation under this paragraph may be made only to—
- (a) a person serving with the police, or
- (b) a local policing body.
- (6) Where the [F²Director General] makes a recommendation under this paragraph, [F¹⁶the Director General] must also—
- (a) publish the recommendation, and
- (b) send a copy of it—
- (i) in a case where the recommendation is made to a local policing body, to the chief officer of the police force maintained by that body;
- (ii) in a case where the recommendation is made to a chief officer of a police force, to the local policing body that maintains the police force;
- (iii) in a case where the recommendation is made to a contractor (within the meaning of section 12(10)), to the chief officer of a police force to whom the contractor is providing services, and the local policing body that maintains the police force;
- (iv) in a case where the recommendation is made to a sub-contractor or an employee of a contractor, to the contractor and the persons to whom a copy must be sent under paragraph (iii);
- (v) in a case where the recommendation is made to an employee of a sub-contractor, to the sub-contractor, the contractor and the persons to whom a copy must be sent under sub-paragraph (iii);
- (vi) in any other case, to any person to whom the [F²Director General] thinks a copy should be sent.
- (7) Nothing in this paragraph affects the power of the [F²Director General] to make recommendations or give advice under section 10(1)(e) (whether arising under this Schedule or otherwise).]

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Textual Amendments

- F3** Words in [Sch. 3 para. 28A\(1\)](#) inserted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 9 para. 56\(21\)\(a\)\(i\)](#); S.I. 2017/1249, reg. 2 (with reg. 3)
- F4** Words in [Sch. 3 para. 28A\(1\)\(a\)](#) omitted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by virtue of [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxi\)\(a\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F5** Word in [Sch. 3 para. 28A\(1\)\(a\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxi\)\(b\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F6** Words in [Sch. 3 para. 28A\(1\)\(b\)](#) substituted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 9 para. 56\(21\)\(a\)\(ii\)](#); S.I. 2017/1249, reg. 2 (with reg. 3)
- F7** Words in [Sch. 3 para. 28A\(1\)\(c\)](#) inserted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 9 para. 56\(21\)\(a\)\(iii\)](#); S.I. 2017/1249, reg. 2 (with reg. 3)
- F8** Words in [Sch. 3 para. 28A\(2\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxii\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F9** Word in [Sch. 3 para. 28A\(2\)\(a\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxiii\)\(a\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F10** Word in [Sch. 3 para. 28A\(2\)\(a\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxiii\)\(b\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F11** Word in [Sch. 3 para. 28A\(2\)\(b\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxiv\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F12** Word in [Sch. 3 para. 28A\(3\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxiv\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F13** [Sch. 3 para. 28A\(3A\)](#) inserted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 46](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F14** Words in [Sch. 3 para. 28A\(4\)\(a\)](#) inserted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 9 para. 56\(21\)\(b\)](#); S.I. 2017/1249, reg. 2 (with reg. 3)
- F15** Words in [Sch. 3 para. 28A\(4\)\(b\)](#) substituted (31.1.2017 for specified purposes, 1.2.2020 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 5 para. 47\(h\)\(xxv\)](#); S.I. 2020/5, reg. 2(n) (with art. 3(1)(2)(4))
- F16** Words in [Sch. 3](#) substituted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 9 para. 56\(4\)](#) (with [Sch. 9 para. 56\(6\)](#)); S.I. 2017/1249, reg. 2 (with reg. 3)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 26F inserted by [2023 c. 41 Sch. 13 para. 6](#)
- s. 28A(6A)(6B) inserted by [2023 c. 41 s. 45\(2\)](#)