



Police Reform Act 2002

2002 CHAPTER 30

PART 3

REMOVAL, SUSPENSION AND DISCIPLINING OF POLICE OFFICERS

Disciplinary proceedings and protected disclosures

36 Conduct of disciplinary proceedings

- (1) Without prejudice to the generality of any of the powers conferred by sections 50 and 51 of the 1996 Act (regulations for police forces and for special constables), regulations under each of those sections may make provision—
- for conferring a right to bring and conduct, or otherwise participate or intervene in, any disciplinary proceedings on the [^{F1}Director General of the Independent Office for Police Conduct];
 - for conferring a right to participate in, or to be present at, disciplinary proceedings on such persons as may be specified or described in the regulations; and
 - for section 34 of the Criminal Justice and Public Order Act 1994 (c. 33) (inferences to be drawn from a failure to mention a fact when questioned or charged) to apply, with such modifications and in such cases as may be provided for in the regulations, to disciplinary proceedings.
- (2) In this section “disciplinary proceedings” means any proceedings under any regulations made under section 50 or, as the case may be, section 51 of 1996 Act which are identified as disciplinary proceedings by those regulations.

Textual Amendments

- F1** Words in s. 36(1)(a) 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. 53](#); S.I. 2017/1249, [reg. 2](#) (with [reg. 3](#))

Changes to legislation:

Police Reform Act 2002, Section 36 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

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\(2\)](#)