



# Railways and Transport Safety Act 2003

## 2003 CHAPTER 20

### PART 3

#### BRITISH TRANSPORT POLICE

##### *Police Force*

#### **22 Deputy Chief Constable**

- (1) The Authority shall appoint a deputy Chief Constable of the Police Force.
- (2) An appointment under subsection (1) may be made only—
  - (a) with the approval of the Secretary of State, and
  - (b) in accordance with regulations under section 36.
- (3) The deputy Chief Constable may perform a function of the Chief Constable—
  - (a) while the Chief Constable is unable to act or unavailable,
  - (b) during a vacancy in the office of Chief Constable, or
  - (c) with the consent (which may be general or specific) of the Chief Constable.
- (4) The power to act by virtue of subsection (3)(a) or (b) shall not be exercisable for a continuous period exceeding three months without the consent of the Secretary of State.
- (5) The Secretary of State may make regulations about the suspension and removal of the deputy Chief Constable.
- (6) Regulations under subsection (5)—
  - (a) may apply (with or without modification) or make provision similar to a provision made by or under the Police Act 1996 (c. 16),
  - (b) may confer a function on the Secretary of State (which may include a discretionary function or a function of requiring the Authority to act),
  - (c) may permit the Secretary of State to delegate a function or to confer a function (which may include a discretionary function) on a person or group, and

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**Changes to legislation:** *There are currently no known outstanding effects for the Railways and Transport Safety Act 2003, Section 22. (See end of Document for details)*

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- (d) may make provision about costs.
- (7) Regulations under subsection (5) which deal with a matter addressed by a provision made by or under the Police Act 1996 may differ from that provision only so far as necessary to reflect the structure and circumstances of the Police Force.
- (8) Before making regulations under subsection (5) the Secretary of State shall consult—
  - (a) the Authority,
  - (b) the Chief Constable, and
  - (c) such other persons as he thinks fit.

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**Commencement Information**

**II** [S. 22](#) in force at 1.7.2004 by [S.I. 2004/1572](#), [art. 3\(e\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Railways and Transport Safety Act 2003, Section 22.