



Energy Act 2004

2004 CHAPTER 20

PART 1

THE CIVIL NUCLEAR INDUSTRY

CHAPTER 3

CIVIL NUCLEAR CONSTABULARY

f¹ Additional services

Textual Amendments

F1 S. 55A and cross-heading inserted (26.10.2023) by [Energy Act 2023 \(c. 52\)](#), ss. [307\(1\)](#), [334\(2\)\(n\)](#)

55A Provision of additional police services

- (1) The Constabulary may, with the consent of the Secretary of State, provide additional police services to any person.
- (2) In this Chapter, “additional police services” means services relating to the protection of places, persons or materials.
- (3) In subsection (2), “place” includes—
 - (a) premises, facilities or equipment at a place;
 - (b) any vehicle, vessel, aircraft or hovercraft.
- (4) The Secretary of State must not give consent for the purposes of subsection (1) unless satisfied, on an application made by the Police Authority, that—
 - (a) the provision of the additional police services in question is in the interests of national security,

Changes to legislation: Energy Act 2004, Cross Heading: Additional services 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. (See end of Document for details) View outstanding changes

- (b) the provision by the Constabulary of those services will not prejudice the carrying out of its primary function under section 52(2), and
 - (c) it is reasonable in all the circumstances for the Constabulary to provide those services.
- (5) Before giving consent for the purposes of subsection (1), the Secretary of State must consult the chief constable.
- (6) The chief constable must ensure that the provision by the Constabulary of additional police services does not prejudice the carrying out of its primary function under section 52(2).
- (7) Consent given for the purposes of subsection (1)—
- (a) must specify the period of time (not exceeding 5 years) for which it has effect;
 - (b) may, subject to subsections (8) and (9), be withdrawn at any time if the Secretary of State is no longer satisfied of the matters mentioned in subsection (4).
- (8) Where the Secretary of State proposes to withdraw consent given for the purposes of subsection (1), the Secretary of State must consult the Police Authority.
- (9) If, following consultation under subsection (8), the Secretary of State decides to withdraw consent given for the purposes of subsection (1), the Secretary of State must give such notice to the Police Authority as is reasonably practicable of the date on which the consent will cease to have effect.
- (10) The Police Authority may enter into an agreement with any person for the provision of additional police services by the Constabulary under this section.
- (11) The Police Authority must publish, as soon as is reasonably practicable and in such manner as the Authority considers appropriate—
- (a) the name of any person or persons to whom additional police services are to be provided under this section, and
 - (b) (subject to subsections (12) and (13)) such information about the place or places at which those services are to be provided as the Police Authority considers may be published without prejudicing the interests of national security.
- (12) The Police Authority must consult the Secretary of State before publishing the information referred to in subsection (11)(b).
- (13) The Secretary of State may direct the Police Authority not to publish information about the place or places at which additional police services are to be provided where the Secretary of State considers that publication of the information would prejudice the interests of national security.
- (14) The Police Authority must comply with a direction given by the Secretary of State under subsection (13).]

[^{F2}55B Provision of assistance to other forces

- (1) The chief constable may, on the application of the chief officer of a relevant force, provide members of the Constabulary or other assistance for the purpose of enabling that force to meet any special demand on its resources.

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- (2) The policing body maintaining a relevant force for which assistance is provided under this section must pay to the Police Authority such charges—
- (a) as may be agreed between the policing body and the Police Authority, or
 - (b) in the absence of any such agreement, as may be determined by the Secretary of State.
- (3) The chief constable must ensure that the provision of assistance under this section does not prejudice the carrying out of the primary function of the Constabulary under section 52(2).
- (4) In this section—
- “chief officer” means—
 - (a) a chief officer of police of a police force for a police area in England and Wales;
 - (b) the chief constable of the Police Service of Scotland;
 - (c) the chief constable of the British Transport Police Force; or
 - (d) the chief constable of the Ministry of Defence Police;
 - “policing body” means—
 - (a) in relation to a police force for a police area in England and Wales, the relevant local policing body in the meaning of section 101(1) of the Police Act 1996;
 - (b) in relation to the Police Service of Scotland, the Scottish Police Authority;
 - (c) in relation to the British Transport Police Force, the British Transport Police Authority;
 - (d) in relation to the Ministry of Defence Police, the Secretary of State;
 - “relevant force” means—
 - (a) a police force for a police area in England and Wales;
 - (b) the Police Service of Scotland;
 - (c) the British Transport Police Force; or
 - (d) the Ministry of Defence Police.]

Textual Amendments

F2 S. 55B inserted (26.10.2023) by Energy Act 2023 (c. 52), ss. 308(2), 334(2)(n)

Changes to legislation:

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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. 137(3)(c)-(e) inserted by [2011 c. 16 s. 117\(b\)](#)
- s. 173(2C) inserted by [2023 c. 52 Sch. 14 para. 10](#)
- Sch. 22 para. 4(1A) inserted by [2023 c. 52 Sch. 14 para. 11\(2\)\(b\)](#)