

SCHEDULES

SCHEDULE 1

NATIONAL POLICING IMPROVEMENT AGENCY

PART 3

ACCOUNTABILITY AND SUPERVISION

Annual reports

- 28 (1) As soon as possible after the end of each financial year the Agency must prepare a report on the carrying out of its functions during that year.
- (2) The report for a financial year (“the report”) must include an assessment of the extent to which the annual plan for that year under paragraph 5 has been carried out.
- (3) The Agency must arrange for the report to be published in such manner as it considers appropriate.
- (4) The Agency must send a copy of the report to—
- (a) the Secretary of State,
 - (b) the police authority for each police area in England and Wales,
 - (c) the chief officer of police of each police force in England and Wales, and
 - (d) such other persons as the Agency considers appropriate.
- (5) The Secretary of State must lay a copy of the report before each House of Parliament.

Reports to Secretary of State

- 29 (1) The Secretary of State may require the Agency to submit a report to him on specified matters—
- (a) connected with the carrying out of its functions, or
 - (b) otherwise connected with any of its activities.
- (2) A report under sub-paragraph (1) must be in such form as the Secretary of State may specify.
- (3) The Secretary of State may arrange, or require the Agency to arrange, for a report under this paragraph to be published in such manner as he considers appropriate.
- (4) The Secretary of State may exclude any part of a report from publication under sub-paragraph (3) if he considers that publication of that part—
- (a) would be against the interests of national security,
 - (b) could prejudice the prevention or detection of crime or the apprehension or prosecution of offenders, or
 - (c) could jeopardise the safety of any person.

Status: This is the original version (as it was originally enacted).

- (5) For the purposes of sub-paragraph (4)(b) “the detection of crime” shall be taken to include establishing by whom, for what purpose, by what means and generally in what circumstances any crime was committed.
- (6) For the purposes of sub-paragraphs (4)(b) and (5) “crime” means conduct—
 - (a) which constitutes one or more criminal offences under the law of a part of the United Kingdom, or
 - (b) which is, or corresponds to, any conduct which, if it all took place in one part of the United Kingdom, would constitute one or more criminal offences under the law of that part.

Inspections

- 30 (1) The Secretary of State may require Her Majesty’s Chief Inspector of Constabulary to inspect, and report on, the efficiency and effectiveness of the Agency.
- (2) A requirement under sub-paragraph (1) may be general or relate to a particular matter.
- (3) Section 32 (powers of persons carrying out inspections) applies to a person involved in the carrying out of an inspection under sub-paragraph (1) as it applies to a person involved in the carrying out of an inspection under Part 4 of this Act.

Inspection reports

- 31 (1) The Secretary of State must arrange for a report under paragraph 30(1) to be published in such manner as he considers appropriate.
- (2) The Secretary of State may exclude any part of a report from publication under sub-paragraph (1) if he considers that publication of that part—
 - (a) would be against the interests of national security,
 - (b) could prejudice the prevention or detection of crime or the apprehension or prosecution of offenders, or
 - (c) could jeopardise the safety of any person.
- (3) The Secretary of State must send a copy of the published report to the Agency.
- (4) The Agency must—
 - (a) prepare comments on the published report, and
 - (b) arrange for its comments to be published in such manner as it considers appropriate.
- (5) The Agency must send a copy of any document published under sub-paragraph (4) to the Secretary of State.
- (6) For the purposes of sub-paragraph (2)(b) “the detection of crime” shall be taken to include establishing by whom, for what purpose, by what means and generally in what circumstances any crime was committed.
- (7) For the purposes of sub-paragraphs (2)(b) and (6) “crime” means conduct—
 - (a) which constitutes one or more criminal offences under the law of a part of the United Kingdom, or
 - (b) which is, or corresponds to, any conduct which, if it all took place in one part of the United Kingdom, would constitute one or more criminal offences under the law of that part.

Post-inspection directions

- 32 (1) Sub-paragraph (2) applies where a report made to the Secretary of State under paragraph 30(1) states—
- (a) that the Agency is failing to carry out any of its functions efficiently and effectively, whether generally or in particular respects, or
 - (b) that, unless remedial measures are taken, the Agency will cease to carry out any of its functions efficiently and effectively, whether generally or in particular respects.
- (2) The Secretary of State may direct the Agency to take such measures as may be specified in the direction.