

*Status: Point in time view as at 01/12/2008.*

**Changes to legislation:** Criminal Justice and Immigration Act 2008, Part 3 is up to date with all changes known to be in force on or before 06 January 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)

## SCHEDULES

### SCHEDULE 22

#### POLICE MISCONDUCT AND PERFORMANCE PROCEDURES

#### PART 3

##### AMENDMENTS OF RAILWAYS AND TRANSPORT SAFETY ACT 2003

- 17 The Railways and Transport Safety Act 2003 (c. 20) has effect subject to the following amendments.

##### Commencement Information

- II** Sch. 22 para. 17 in force at 1.12.2008 by S.I. 2008/2993, art. 2(1)(h)(ii)

##### *Police regulations: general*

- 18 (1) Section 36 (police regulations: general) is amended as follows.
- (2) In subsection (1) (power to make regulations about constables) after “conditions” insert “ of service ”.
- (3) For subsection (2) substitute—
- “(2) The Authority shall also make regulations similar to the provision made by and under—
- (a) sections 84 and 85 of the Police Act 1996 (representation etc. at disciplinary and other proceedings, and appeal), and
- (b) Schedule 6 to that Act (appeals to police appeals tribunals).”

##### Commencement Information

- I2** Sch. 22 para. 18 in force at 1.12.2008 by S.I. 2008/2993, art. 2(1)(h)(ii)

##### *Police regulations: special constables*

- 19 After section 37(1) (power to make regulations about special constables) insert—
- “(1A) The Authority shall also make regulations similar to the provision made by and under—
- (a) sections 84 and 85 of the Police Act 1996 (representation etc. at disciplinary and other proceedings, and appeal), and
- (b) Schedule 6 to that Act (appeals to police appeals tribunals).”

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**Commencement Information**

**I3** Sch. 22 para. 19 in force at 1.12.2008 by S.I. 2008/2993, art. 2(1)(h)(ii)

*Police regulations by Secretary of State*

20 For section 42(3) substitute—

“(3) If regulations under this section make provision for a matter specified in section 50(3) or section 51(2A) of the Police Act 1996 (disciplinary proceedings), they must also make provision similar to that made by and under—

- (a) sections 84 and 85 of that Act (representation etc. at disciplinary and other proceedings, and appeal), and
- (b) Schedule 6 to that Act (appeals to police appeals tribunals).”

**Commencement Information**

**I4** Sch. 22 para. 20 in force at 1.12.2008 by S.I. 2008/2993, art. 2(1)(h)(ii)

*Regulations: further appeal*

21 Omit section 43 (regulations: further appeal).

**Commencement Information**

**I5** Sch. 22 para. 21 in force at 1.12.2008 by S.I. 2008/2993, art. 2(1)(h)(ii)

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