

SCHEDULES

SCHEDULE 14

POLICE: COMPLAINTS

Rights of appeal

- 18 For paragraph 9 and the italic heading that precedes it (Appeals relating to local resolution) substitute—

“Appeals relating to complaints dealt with other than by investigation

- 8A (1) The complainant shall have a right of appeal to the relevant appeal body against the outcome of any complaint that is—
- (a) subjected to local resolution, or
 - (b) handled otherwise than in accordance with this Schedule.
- (2) But the complainant has no right of appeal if the complaint relates to a direction and control matter.
- (3) On an appeal under this paragraph, subject to sub-paragraphs (4) and (5), the relevant appeal body shall—
- (a) determine whether the outcome of the complaint is a proper outcome; and
 - (b) if the relevant appeal body finds in the complainant’s favour, give such directions as the relevant appeal body thinks appropriate to the appropriate authority as to the action to be taken in relation to the complaint;
- and it shall be the duty of the appropriate authority to comply with any directions given under paragraph (b).
- (4) Sub-paragraph (3) does not apply in a case where a chief officer of police is the relevant appeal body in relation to the appeal.
- (5) In such a case—
- (a) the appeal shall determine whether the outcome of the complaint is a proper outcome; and
 - (b) if the appeal finds in the complainant’s favour, the chief officer of police must take such action as the chief officer thinks appropriate in relation to the complaint.”