



Police Reform and Social Responsibility Act 2011

2011 CHAPTER 13

PART 1

POLICE REFORM

CHAPTER 3

FUNCTIONS OF ELECTED LOCAL POLICING BODIES ETC

Community safety and crime prevention

5 Police and crime commissioners to issue police and crime plans

- (1) The police and crime commissioner for a police area must issue a police and crime plan within the financial year in which each ordinary election is held.
- (2) A police and crime commissioner must comply with the duty under subsection (1) as soon as practicable after the commissioner takes office.
- (3) A police and crime commissioner may, at any time, issue a police and crime plan.
- (4) A police and crime commissioner may vary a police and crime plan.
- (5) In issuing or varying a police and crime plan, a police and crime commissioner must have regard to the strategic policing requirement issued by the Secretary of State under section 37A of the Police Act 1996.
- (6) Before issuing or varying a police and crime plan, a police and crime commissioner must—
 - (a) prepare a draft of the plan or variation,
 - (b) consult the relevant chief constable in preparing the draft plan or variation,

Status: This is the original version (as it was originally enacted).

- (c) send the draft plan or variation to the relevant police and crime panel,
 - (d) have regard to any report or recommendations made by the panel in relation to the draft plan or variation (see section 28(3)),
 - (e) give the panel a response to any such report or recommendations, and
 - (f) publish any such response.
- (7) In complying with subsection (6)(c), the police and crime commissioner must ensure that the relevant police and crime panel has a reasonable amount of time to exercise its functions under section 28(3).
- (8) A police and crime commissioner must consult the relevant chief constable before issuing or varying a police and crime plan if, and to the extent that, the plan or variation is different from the draft prepared in accordance with subsection (6).
- (9) A police and crime commissioner must—
- (a) keep the police and crime plan under review, and
 - (b) in particular, review the police and crime plan in the light of—
 - (i) any report or recommendations made to the commissioner by the relevant police and crime panel under section 28(4), and
 - (ii) any changes in the strategic policing requirement issued by the Secretary of State under section 37A of the Police Act 1996;
 and exercise the powers under subsection (3) or (4) accordingly.
- (10) A police and crime commissioner who issues or varies a police and crime plan must—
- (a) send a copy of the issued plan, or the variation, to the relevant chief constable and to each of the other persons and bodies that are, for the purposes of section 5 of the Crime and Disorder Act 1998, responsible authorities in relation to local government areas that are wholly or partly within the relevant police area, and
 - (b) publish a copy of the issued plan, or the variation.
- (11) The duty under subsection (10) to send or publish a copy of the variation may instead be satisfied by sending or publishing a copy of the plan as varied.
- (12) It is for the commissioner to determine the manner in which—
- (a) a response to a report or recommendations is to be published in accordance with subsection (6)(f), and
 - (b) a copy of the plan or variation is to be published in accordance with subsection (10)(b).
- (13) In this section—
- “financial year” means the financial year of the police and crime commissioner;
 - “ordinary election”, in relation to the police and crime commissioner for a police area, means an election held under section 50 in relation to that area.