



Police Reform and Social Responsibility Act 2011

2011 CHAPTER 13

PART 1

POLICE REFORM

CHAPTER 6

POLICE AND CRIME COMMISSIONERS: ELECTIONS AND VACANCIES

Holding of elections

51 Election to fill vacancy in office of commissioner

- (1) This section applies where a vacancy occurs in the office of police and crime commissioner for a police area.
- (2) An election must be held to fill the vacancy.
- (3) The police area returning officer must fix the date of the poll at the election.
- (4) The date fixed must be not more than 35 days after the relevant event (computed in accordance with section 73).
- (5) For the purposes of subsection (4), “the relevant event” means—
 - (a) in a case where the High Court or the appropriate officer has declared the office to be vacant, the making of that declaration;
 - (b) in any other case, the giving of notice of the vacancy to the appropriate officer by two or more relevant electors.
- (6) For this purpose “relevant elector” means a person who is registered in a register of local government electors in respect of an address within the police area.

Status: This is the original version (as it was originally enacted).

- (7) If the vacancy occurs within the period of six months ending with the day of the poll at the next ordinary election of police and crime commissioners—
- (a) no election is to be held under subsection (2) in respect of the vacancy, and
 - (b) accordingly, the office is to be left unfilled until that ordinary election.
- (8) The term of office of a person elected as a police and crime commissioner for a police area at an election to fill a vacancy in the office—
- (a) begins immediately the person is declared to be elected as police and crime commissioner for the area;
 - (b) ends at the time when it would have ended had the person been elected at the most recent ordinary election of police and crime commissioners.
- (9) In the case of a vacancy occurring in consequence of the failure of, or other irregularity in relation to, an election, subsections (3) and (4) have effect subject to any provision made by an order under section 58.