



# Police Reform and Social Responsibility Act 2011

## 2011 CHAPTER 13

### PART 1

#### POLICE REFORM

#### CHAPTER 6

##### POLICE AND CRIME COMMISSIONERS: ELECTIONS AND VACANCIES

##### *Disqualification*

#### **65 Disqualification from election or holding office as police and crime commissioner: police grounds**

- (1) A person is disqualified from being elected as, or being, a police and crime commissioner if the person—
- (a) is disqualified from being a member of the House of Commons under section 1(1)(d) of the House of Commons Disqualification Act 1975 (members of police forces for police areas in the United Kingdom);
  - (b) is a member of—
    - (i) the British Transport Police Force;
    - (ii) the Civil Nuclear Constabulary;
  - (c) is a special constable appointed—
    - (i) under section 27 of the Police Act 1996 for a police area or the City of London police area;
    - (ii) under section 25 of the Railways and Transport Safety Act 2003 (British Transport Police Force);
  - (d) is a member of staff of the chief officer of police of any police force maintained for a police area;

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*Status: This is the original version (as it was originally enacted).*

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- (e) is a member of staff of—
    - (i) a police and crime commissioner;
    - (ii) the Mayor’s Office for Policing and Crime;
  - (f) is the Mayor of London;
  - (g) is a member of the Common Council of the City of London or a member of staff of that Council in its capacity as a police authority;
  - (h) is a member (including a member who is chairman or chief executive), or member of staff, of—
    - (i) the British Transport Police Authority;
    - (ii) the Civil Nuclear Police Authority;
    - (iii) the Independent Police Complaints Commission;
    - (iv) the Serious Organised Crime Agency;
    - (v) the National Policing Improvement Agency;
  - (i) holds any employment in an entity which is under the control of—
    - (i) a local policing body;
    - (ii) any body mentioned in paragraph (h);
    - (iii) the chief officer of police for any police force maintained for a police area or the City of London police area;
    - (iv) the chief officer of police for any police force mentioned in paragraph (b).
- (2) In this section, “member of staff”, in relation to any person (“A”), includes a person (“B”) who works for A—
- (a) under a contract of employment,
  - (b) under a contract for services, or
  - (c) in accordance with arrangements made between B’s employer and A;
- and for this purpose B works for A if B provides services for A under the direction and control of A.
- (3) In subsection (1)(i), the reference to an entity under the control of a local policing body or other body or a chief officer of police is to be construed in accordance with regulations made by the Secretary of State.
- (4) In its application in relation to the first election of a police and crime commissioner to be held for a police area, this section applies as if—
- (a) for paragraphs (d) to (g) of subsection (1) there were substituted—
    - “(d) any member, or member of staff, of a police authority within the meaning of the Police Act 1996 (see section 101 of that Act);”, and
  - (b) for paragraph (i)(i) of that subsection there were substituted—
    - “(i) a police authority within the meaning of the Police Act 1996.”