

**EXPLANATORY MEMORANDUM TO
THE POLICE (AMENDMENT) REGULATIONS 2006**

2006 No. 1467

1. This explanatory memorandum has been prepared by the Home Office and is laid before Parliament by Command of Her Majesty.

2. Description

2.1 The revisions provide for the abolition of fixed-term appointments for Assistant Chief Constables and Commanders. In relation to other senior ranks, maximum periods are prescribed for fixed-term appointments and extensions to those appointments.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Background

4.1 Changes to fixed term appointments for senior police officers are being implemented following a recommendation by the Police Advisory Board of England and Wales (PABEW).

5. Extent

5.1 This instrument applies to England and Wales.

6. European Convention on Human Rights

6.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

7.1 Fixed-term appointments for ACCs and Commanders are being abolished with the aim of attracting the best chief superintendents for promotion to ACC and Commander. Fixed-term appointments had previously been seen as a barrier to this.

7.2 Fixed-term appointments for DCCs and Chief Constables (and equivalent London ranks) will now be for a maximum of 5 years, with extensions by agreement with the police authority and individual concerned, for up to 3 years in the first instance and no more than a year for subsequent extensions. Any extension of more than a year from the end of the initial appointment (whether or not that appointment was for a full 5 years' term) is to require the consent of the Secretary of State, with an additional consent required for each additional extension.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact on business, charities or voluntary bodies.

9. Contact

9.1 Lorna Kunaka-Morrison at the Police Human Resources Unit, Home Office Tel: 020 7035 1874 or e-mail Lorna.Kunaka-Morrison@homeoffice.gsi.gov.uk can answer any queries regarding the instrument.