STATUTORY RULES OF NORTHERN IRELAND

2005 No. 341

POLICE

Police Service of Northern Ireland (Complaints etc.) (Amendment) Regulations 2005

Made - - - -	*18th July 2005*
To be laid before Parliament	*2005*
Coming into operation	*12th August 2005*

The Secretary of State, in pursuance of sections 25 and 26 of the Police (Northern Ireland) Act 1998(**1**) and in pursuance of section 64 of that Act after consulting the Policing Board, the Police Association and the Police Ombudsman, hereby makes the following amendment to the regulations:

PART I

GENERAL

Citation and commencement

1. These regulations may be cited as the Police Service of Northern Ireland (Complaints etc.) (Amendment) Regulations 2005 and shall come into operation on 12th August 2005.

2. The Royal Ulster Constabulary (Complaints etc.) Regulations 2000(**2**) shall be amended as follows –

(a) In Regulation 2 (Interpretation) insert the definitions –

"member of appropriate rank" means an officer of chief superintendent or superintendent rank; and

"a panel member who is not a serving police officer", means a person who is eligible to sit on an employment tribunal or a legal practitioner.

(b) Remove all of regulation 28 and substitute –

"**28.**—(1) Under section 59(5) of the Act of 1998, where the Ombudsman directs the Chief Constable to bring disciplinary proceedings or in disciplinary proceedings

(**1**) 1998 Ch. 32 (N.I.)
(**2**) S.R. 2000 No. 318

under section 59(8) of the Act of 1998, there will be a special procedure for bringing those proceedings.

(2) There shall be a hearing conducted in accordance with the provisions of Part III of the Royal Ulster Constabulary (Conduct) Regulations 2000(**3**), subject to the modifications specified in the Schedule to these amending Regulations.".

PART II

SUPPLEMENTAL

3. The Royal Ulster Constabulary (Complaints etc.) Regulations 2001(**4**) shall be amended as follows –

(a) Regulation 2 should be re-numbered Regulation 4, Regulation 3 should be re-numbered Regulation 2 and Regulation 4 should be re-numbered Regulation 3.

(b) Regulations 2(1)(c) and (f) and (2)(2)(c) should be deleted.

(c) In Regulation 6(4) and 9(4) remove the reference to "54(3)" and replace with "56".

Peter Hain
One of Her Majesty's Principal Secretaries of State

Northern Ireland Office
18th July 2005

(**3**) S.R. 2000 No. 315
(**4**) S.R. 2001 No. 184