



Independent Police Support Group  
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Dear Independent Police Support Group,

Thank you for your e-mail of 8 December 2012 in which you ask for information relating to Police Appeals Tribunals. Answers to your questions are provided below.

**‘Some of the secondary legislation with regards to the Police Appeals Tribunals (Amendment) Rules 2012 was anticipated to be laid in October 2012.’**

**1. Has any secondary legislation been laid?**

There are no Police Tribunals (Amendment) Rules 2012. However, the Police Appeals Tribunals Rules 2012, which repeal and replace the Police Appeals Tribunals Rules 2008, were made on 18 October, laid before Parliament on 23 October and came into force on 22 November.

**2. If so; please supply a copy.**

The rules are available to the public at the following web link:  
<http://www.legislation.gov.uk/ukxi/2012/2630/contents/made>

**3. The following extract is taken from Home Office circular 001/2012:**

**There are no changes to the police complaints system, police misconduct system and Police Appeals Tribunals rules outside of the MPS area until November 2012 when PCCs will be elected. Changes to the police complaints system, police misconduct system and Police Appeals Tribunals rules outside the MPS area, and further changes to the arrangements within the MPS area, will be brought in for November 2012 through separate secondary legislation.**

**‘ One major difference between the Metropolitan Police and County forces is that it appears that from January 2012 the number of persons on a PAT panel is reduced to 3 in the Metropolitan Police and it appears that for county police forces the number of persons on a PAT panel will remain as 4 until November 2012 when it will be reduced to 3 coinciding with the abolishment of police**

**authorities and a member of the police authority would no longer be the 4<sup>th</sup> member of the panel as they police authority would no longer exist.'**

**Please confirm whether this is the correct interpretation and provide any relevant documents with what appears to be an area which is causing some confusion.**

This interpretation is incorrect.

Paragraph 47 of Schedule 16 to the Police Reform and Social Responsibility Act 2011 was brought into force on 16<sup>th</sup> January by paragraph (i) of the Schedule to the Police Reform and Social Responsibility Act 2011 (Commencement No.3 and Transitional Provisions) Order 2011 (S.I. 2011/3019). Paragraph 47 of Schedule 16 amends paragraph 2(1) of Schedule 6 to the Police Act 1996, which governs the composition of a Tribunal for an officer other than a senior officer. The effect is to remove the provision for a member of the relevant police authority to be a member of the Tribunal. No member of a police authority should have been appointed to a Tribunal or continued to sit on a Tribunal on or after 16<sup>th</sup> January.

I hope you find this information helpful.

Yours faithfully

Sammy Jegede