

**POLICE REFORM ACT 2002: PROVISIONS TO BE COMMENCED ON 1 OCTOBER OR 1 NOVEMBER 2002**

<b>Commencement date</b>	<b>Sections of Act</b>	<b>Provision</b>	<b>Comment</b>
1 October 2002	1 2 3 4 5 6 7 8 and Schedule 1 9(2) to (4)  Paragraph 5(5) of Schedule 2 13 and Schedule 3  14(2) and (3)  17(1) and (5)  19  20(5) to (8) 21(10) to (12)	National Policing plan Codes of Practice for chief officers Powers to require inspection and report Directions to police authorities Directions as to action plans Regulation of equipment Regulation of procedures and practices Equivalent provision for NCIS and NCS The Independent Police Complaints Commission Independent Police Complaints Commission: Chief Executive Handling of complaints and conduct matters Direction and control matters  Provision of information to the Commission Use of investigatory powers by or on behalf of the Commission  Duty to keep the complainant informed Duty to provide information for other persons	Applicable to NCIS and NCS only For the purposes of making appointments to the Commission only To enable the Secretary of State to appoint the first chief executive For the purpose of making regulations only  To enable guidance to be issued in readiness for the introduction of the new complaints system in April 2004 For the purpose of making regulations only  To enable regulations to be made in readiness for the introduction of the new complaints system in April 2004 For the purpose of making regulations only For the purpose of making regulations only

23	Regulations	To enable regulations to be made in readiness for the introduction of the new complaints system in April 2004
24	Consultation on regulations	With the exception of paragraph (a) – consultation with the Commission
25(1) to (3) and (5)	NCIS and NCS	
28	Transitional arrangements connected with establishing the Commission	
29	Interpretation of Part 2	
34	Regulations concerning procedure for removal of senior officers	
35	Disciplinary regulations for special constables	
36	Conduct of disciplinary proceedings	
39(9), (10) and (11)(a), (b) and (d)	Police powers for contracted-out staff	To enable regulations concerning complaints against contracted-out staff to be made. Applicable to BTP only
43	Railway safety accreditation scheme	
47	Interpretation of Chapter 1	
48 and Schedule 6	Offences for which a person may be arrested without a warrant	
49	Power of arrest in relation to failure to stop a vehicle	
54(2) and (3)	Persons authorised to take intimate samples from persons in police detention	For the purpose of making orders only
55(3) and (4)	Extension of role of health care professionals	For the purpose of making orders only
56	Specimens taken from persons incapable of consenting	
57(1) to (5)	Use of specimens taken from persons incapable of consenting	Except for the words “or a registered health care professional” in subsection (3)

58(3) and (10)	Equivalent provision for offences connected with transport systems	For the purpose of making orders only
58(4) to (8)	Equivalent provision for offences connected with transport systems	
60	Retention etc. of vehicles seized under section 59	
75	Removal of truants to designated places	Applicable to BTP only
76	Amendments to Part 3 of the Road Traffic Offenders Act 1988	Applicable to BTP only
77	Application of Police (Property) Act 1897 to NCS	Applicable to NCS only
78	Ministry of Defence Police serving with other forces	Applicable to Ministry of Defence Police only
80	Functions of inspectors of constabulary	Applicable to Ministry of Defence Police only
81	Exemptions from firearms legislation	Applicable to Ministry of Defence Police only
82(4)	Nationality requirement applicable to police officers etc.	To enable regulations to be made under sections 50 and 51 of the Police Act 1996
83	Attestation of constables	
85	Director General of NCIS	Applicable to NCIS only
88	Regulations for NCIS	Applicable to NCIS only
89	Regulations for NCS	Applicable to NCS only
90(3) & (5) to (7)	Supplementary provisions about police membership of NCIS	Applicable to NCIS only
91(3) & (5) to (7)	Supplementary provisions about police membership of NCS	Applicable to NCS only
92(1)	Police authorities to produce three-year strategy plans	New section 6A(14) and (15) of the Police Act 1996 only to enable regulations to be made
93	Quorum for the Service Authorities under the 1997 Act	Applicable to NCIS and NCS only

94	Expenses of members of police authorities etc.	So far as these subsections relate to England only
97(1), (3), (4), (7) and (9)	Crime and disorder reduction partnerships <sup>i</sup>	
97(10), (11), (13) and (14)	Crime and disorder reduction partnerships	
98	Secretary of State's functions in relation to strategies <sup>i</sup>	
99	Power to modify functions and structure of PITO	
101	Provision of goods and services by police authorities	
102(1) to (6)	Liability for wrongful acts of constables etc. <sup>ii</sup>	
103(1) to (3) and (5) to (7)	Liability in respect of members of teams <sup>ii</sup>	
104(1) and (3)	Assaults on members of teams <sup>ii</sup>	
107	Consequential amendments and repeals	
Paragraph 7(4) of Schedule 7	Police Pensions Act 1976	So far as it relates to the entries in Schedules 7 and 8 below
Paragraphs 11 and 12 of Schedule 7	Road Traffic Act 1988	
Paragraph 14 of Schedule 7	The 1996 Act (amendment to section 8)	
Paragraph 16 of Schedule 7	The 1996 Act (amendment to section 62)	
Paragraph 17 of Schedule 7	The 1996 Act (amendment to section 63)	

	Paragraph 21(1) and (2) of Schedule 7 and Schedule 8	The 1997 Act (amendment to section 52)  Repeals	The repeals in respect of: the Road Traffic Act 1988; Official Secrets Act 1989; section 62(1B) of the Police Act 1996; sections 6, 9A and 55A of the Police Act 1997; Protection from Harassment Act 1997; sections 32 & 84 of the Crime and Disorder Act 1998; Football (Offences and Disorder) Act 1999; Countryside & Rights of Way Act 2000; the Criminal Justice and Court Services Act 2000; sections 12, 46 & 71 of the Criminal Justice & Police Act 2001; and the Anti-terrorism, Crime and Security Act 2001.
1 November 2002	84  92	Delegation of functions in relation to senior appointments Police authorities to produce 3 year strategy plans	To the extent not already in force

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<sup>i</sup> Provisions of this section so far as they relate to local government areas in Wales to be brought into force by National Assembly

<sup>ii</sup> The provisions of this section so far as they amend the Police (Scotland) Act 1967 to be brought into force by Scottish Ministers