

Changes to legislation: There are currently no known outstanding effects for the Police Reform and Social Responsibility Act 2011, Cross Heading: Investigation of serious complaints. (See end of Document for details)

SCHEDULES

^{F1}SCHEDULE 7

REGULATIONS ABOUT COMPLAINTS AND CONDUCT MATTERS

Textual Amendments

- F1** Words in Sch. 7 substituted (31.1.2017 for specified purposes, 8.1.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 9 para. 73\(3\)](#); [S.I. 2017/1249, reg. 2](#) (with [reg. 3](#))

Modifications etc. (not altering text)

- C1** Sch. 7 applied (with modifications) by 2004 c. 21, Sch. A2 para. 13 (as inserted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), [Sch. 1 para. 13](#); [S.I. 2017/399, reg. 2](#), [Sch. para. 38](#))
- C1** Sch. 7 applied (with modifications) (8.5.2017) by [The Greater Manchester Combined Authority \(Transfer of Police and Crime Commissioner Functions to the Mayor\) Order 2017 \(S.I. 2017/470\)](#), art. 1(2), [Sch. 1 para. 35](#)

Investigation of serious complaints

- 2 (1) This paragraph applies to—
- (a) serious complaints, and
 - (b) conduct matters,
- which relate to any relevant office holder.
- (2) Regulations must provide for serious complaints and conduct matters to be investigated—
- (a) by the [^{F1}Director General of the Independent Office for Police Conduct], or
 - (b) by a police force, in an investigation that is under the management of the [^{F1}Director General of the Independent Office for Police Conduct].
- (3) This paragraph does not prevent regulations from making provision about the receipt or initial handling of serious complaints or conduct matters otherwise than by the [^{F1}Director General of the Independent Office for Police Conduct] or a police force.
- (4) This paragraph does not prevent regulations from making provision about—
- (a) circumstances in which serious complaints or conduct matters are not to be investigated; and
 - (b) circumstances in which investigations of serious complaints or conduct matters are to be discontinued;
- including provision about the determination of such matters (whether by the [^{F1}Director General of the Independent Office for Police Conduct], a police force or otherwise).

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- (5) Regulations may make provision about what is to be taken to be a criminal offence for the purposes of sub-paragraph (6).
- (6) In this paragraph “serious complaint” means a qualifying complaint made about conduct which constitutes or involves, or appears to constitute or involve, the commission of a criminal offence.

Commencement Information

II Sch. 7 para. 2 in force at 31.10.2011 by [S.I. 2011/2515](#), [art. 2\(d\)](#)

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