

STATES OF JERSEY



DRAFT STATES OF JERSEY POLICE FORCE (CONSEQUENTIAL AMENDMENTS) (JERSEY) REGULATIONS 201-

**Lodged au Greffe on 20th May 2014
by the Minister for Home Affairs**

STATES GREFFE



Jersey

DRAFT STATES OF JERSEY POLICE FORCE (CONSEQUENTIAL AMENDMENTS) (JERSEY) REGULATIONS 201-

REPORT

The remaining Articles of the States of Jersey Police Force Law 2012 ('the 2012 Law') are to be brought into force on 1st August 2014 by the Draft States of Jersey Police Force Law 2012 (Appointed Day) (No. 2) Act 201- (*see* P.86/2014). As a consequence, it is necessary to amend certain enactments.

The Police Force (Jersey) Law 1974 ('the 1974 Law') will no longer apply to the States of Jersey Police Force, only the Honorary Police. Therefore, it is necessary to remove reference to the 1974 Law in certain enactments.

Similarly, the provisions in the 1974 Law establishing the Port Control Unit are repealed by the 2012 Law. Therefore, the amendments also remove references in enactments to the Port Control Unit.

Financial and manpower implications

There are no financial or manpower implications for the States arising from the adoption of these draft Regulations.

Explanatory Note

These Regulations amend certain enactments consequential upon the coming into force of the remaining provisions of the States of Jersey Police Force Law 2012 (“2012 Law”) and are made under Article 31 of that Law. Certain provisions came into force on 24th July 2013 by an Appointed Day Act. It is intended that a further Appointed Day Act will bring into force all the remaining provisions on 1st August 2014.

The amendments made by these Regulations remove references in enactments to the Police Force (Jersey) Law 1974 (“1974 Law”) as this Law will no longer apply to the States of Jersey Police Force but to the Honorary Police only. The amendments also remove references in enactments to the Port Control Unit as the provisions in the 1974 Law establishing the Port Control Unit are repealed by the 2012 Law.

These Regulations come into force on the same day as Article 31 of the 2012 Law comes into force.



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Arrangement

Regulation

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Made [date to be inserted]
Coming into force [date to be inserted]

THE STATES, in pursuance of Article 31 of the States of Jersey Police Force Law 2012¹, have made the following Regulations –

1 Motor Vehicles (International Circulation) (Jersey) Regulations 1958

In Regulation 4(1) of the Motor Vehicles (International Circulation) (Jersey) Regulations 1958² the definition “police officer” shall be deleted.

2 Motor Vehicle Registration (General Provisions) (Jersey) Order 1993

In the Motor Vehicle Registration (General Provisions) (Jersey) Order 1993³ –

- (a) in Article 19(1) the words “within the meaning of the Police Force (Jersey) Law 1974” shall be deleted; and
- (b) in Article 33(1) the words “within the meaning of the Police Force (Jersey) Law 1974” shall be deleted.

3 Police (Complaints and Discipline Procedure) (Jersey) Order 2000

- (1) In this Regulation “Order” means the Police (Complaints and Discipline Procedure) (Jersey) Order 2000⁴.
- (2) In Article 1 of the Order in the definition “member concerned” the words “or port control officer” shall be deleted.
- (3) In Article 2(2) of the Order –
 - (a) after the words “A member of the Force” the words “or port control officer” shall be deleted;
 - (b) for the words “Force or port control officer’s” there shall be substituted the word “Force’s”.
- (4) In Article 4 of the Order –

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- (a) in paragraph (1)(a) and (b) the words “or port control officer” shall be deleted;
 - (b) in paragraph (1) for the closing words “the Chief Officer” up to and including the words “Port Control Unit” there shall be substituted the words “the Chief Officer may suspend him or her from membership of the Force and from his or her office of constable”;
 - (c) in paragraph (4) the words “or the 1983 Order, as the case may be,” shall be deleted;
 - (d) in paragraph (6) the words “or the 1983 Order, as the case may be,” shall be deleted;
 - (e) in paragraph (9) the words “, and ‘1983 Order’ means the Port Control Unit (General Provisions) (Jersey) Order 1983” shall be deleted.
- (5) In Article 6(1) of the Order the words “or port control officer” shall be deleted.
 - (6) In Article 11(1) and (2) of the Order the words “or port control officer” each time they appear shall be deleted.
 - (7) In Article 14(2)(a) of the Order the words “or port control officer” shall be deleted.
 - (8) In Article 29 of the Order –
 - (a) in paragraph (1)(a) and (b) the words “or Port Control Unit” shall be deleted;
 - (b) in paragraph (4) the words “or Port Control Unit” shall be deleted.
 - (9) In Article 30(a)(i) of the Order the words “or Port Control Unit” shall be deleted.
 - (10) In Article 32 of the Order –
 - (a) in paragraph (1) the words “and port control officers” shall be deleted;
 - (b) in paragraph (2) the words “or port control officer” shall be deleted.
 - (11) In Article 41 of the Order –
 - (a) in paragraph (2) the words “or Port Control Unit” and “or in the Port Control Unit” shall be deleted;
 - (b) in paragraph (3) the words “or Port Control Unit” shall be deleted.
 - (12) In Article 42 of the Order –
 - (a) in paragraph (1) –
 - (i) the words “or port control officer” shall be deleted, and
 - (ii) for the words “force or port control officer’s” there shall be substituted the word “force’s”;
 - (b) in the opening words of paragraph (2) the words “or port control officer” shall be deleted;
 - (c) in paragraph (2)(a) for the words “Force or port control officer’s” there shall be substituted the word “Force’s”.

- (13) In Schedule 1 to the Order –
- (a) in paragraph 1 the words “and port control officers” shall be deleted;
 - (b) in paragraph 7 the words “or, in the case of a port control officer, the Port Control Unit (General Provisions) (Jersey) 1983” shall be deleted;
 - (c) in paragraph 8 the words “or Port Control Unit” shall be deleted each time those words appear;
 - (d) in paragraph 13 the words “or Port Control Unit” shall be deleted.

4 Rehabilitation of Offenders (Exceptions) (Jersey) Regulations 2002

Regulation 6(1)(c) of the Rehabilitation of Offenders (Exceptions) (Jersey) Regulations 2002⁵ shall be deleted.

5 Citation and commencement

These Regulations may be cited as the States of Jersey Police Force (Consequential Amendments) (Jersey) Regulations 201- and shall come into force on the same day that Article 31 of the States of Jersey Police Force Law 2012⁶ comes into force.

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- ¹ *chapter 23.820*
 - ² *chapter 25.400.50*
 - ³ *chapter 25.350.50*
 - ⁴ *chapter 23.325.50*
 - ⁵ *chapter 08.840.50*
 - ⁶ *chapter 23.820*