

REQUEST UNDER THE FREEDOM OF INFORMATION ACT 2000

Response by Devon and Cornwall Police Authority

Date	Topic	Request
17/06/09	Authority Enquiry	1. Which companies employ the police authority, what is their job and what laws do they adhere to? 2. Is the authority run for profit?

For information about the police authority, please refer to our website which can be found at <http://www.dcpa.police.uk>

The police authority is not employed by any company and is not run for profit. The Police Authority is funded through the democratic process from Government grants and council tax, however we have a duty to earn what income we can particularly on treasury management and investment of temporarily surplus funds to help policing and council tax payers.

The legislation that refers to police authorities includes:

1 Police Act 1996 as amended by Police Reform Act 2002 and Police & Justice Act 2006

Police Act 1996 <http://www.opsi.gov.uk/acts/acts1996/1996016.htm>

Police Reform Act 2002 <http://www.opsi.gov.uk/acts/acts2002/20020030.htm>

Police & Justice Act 2006 <http://www.opsi.gov.uk/acts/acts2006/20060048.htm>

- **Sections 3 to 6ZC** Establishment, membership, functions, additional functions, objectives, policing plans

and annual reports

- **Section 11** Appointment and removal of ACPO officers

- **Sections 10-13** Chief officers

- **Sections 14, 19, 41 and 46-48** Police funding, outline of funding structure, police authority financial

stewardship role, setting policing precept and role in scrutinising police budget

- **Sections 15-17** Police staff, chief executives, statutory officers

- **Section 20** Questions on police matters at council meetings

- **Sections 36-43 and 46-49** Home Secretary
- **Sections 65-87** Police complaints and disciplinary procedures; and S30-36 Police Reform Act
- **Sections 92-94** Additional financial provisions
- **Section 96** Accountability to local communities and consultation responsibilities
- **Schedules 2 and 2A** Authority constitution, membership, appointments, chairman, disqualification, tenure, and eligibility for re-appointment
- **Section 51** Police Reform Act – Independent Custody Visitors

3 Crime & Disorder Act 1998 as amended by the Police & Justice Act 2006

Crime & Disorder Act 1998

<http://www.opsi.gov.uk/acts/acts1998/19980037.htm>

Police & Justice Act 2006 <http://www.opsi.gov.uk/acts/acts2006/20060048.htm>

- **Sections 5-7** Police authorities as ‘responsible authorities’
- **Section 17** Duty to consider crime and disorder implications
- **Sections 19-20 Police & Justice Act** Community call for action and scrutiny of crime and disorder issues

4 Single code of conduct

Single code of conduct http://www.opsi.gov.uk/si/si2007/uksi_20071159_en_1

- **Standards Board for England** <http://www.standardsboard.co.uk/>
- **Ombudsman in Wales** <http://www.ombudsman-wales.org>

Induction training – model standard 2008

5 Equality and diversity

- **Equal Pay Act 1970**

http://opsi.gov.uk/acts/acts1970/pdf/ukpga_19700041_en.pdf

- **Sex Discrimination Act 1975**

http://www.opsi.gov.uk/acts/acts1975/pdf/ukpga_19750065_en.pdf

and Sex Discrimination Act 1986

http://www.opsi.gov.uk/acts/acts1986/pdf/ukpga_19860059_en.pdf

amended by the Equality Act 2006

http://www.opsi.gov.uk/acts/acts2006/ukpga_20060003_en_1

Duty – Gender Equality Duty (GES) implemented April 2007

• **Race Relations Act 1965 and 1968, current legislation 1976 (amended in 2000)**

http://www.opsi.gov.uk/acts/acts2000/ukpga_20000034_en_1

Duty – Race Equality Duty (RES) implemented May 2002

• **Disability Discrimination Act 1995**

http://www.opsi.gov.uk/acts/acts1995/ukpga_19950050_en_1

amended in 2005 http://www.opsi.gov.uk/acts/acts2005/ukpga_20050013_en_1

Duty – Disability Equality Duty (DES) implemented December 2006

• **Employment Rights Act 1996**

http://www.opsi.gov.uk/acts/acts1996/ukpga_19960018_en_1

• **Sex Discrimination (Gender Reassignment) 1999 (attached to the Sex Discrimination Act 1975)**

<http://www.opsi.gov.uk/si/si1999/19991102.htm>

• **Part Time Workers (Less Favourable Treatment) Regulations 2000**

<http://www.opsi.gov.uk/si/si2000/20001551.htm>

• **Employment Act 2002**

http://www.opsi.gov.uk/acts/acts2002/ukpga_20020022_en_1

• **Employment Equality (Sexual Orientation) Regulations 1 Dec 2003**

http://www.opsi.gov.uk/si/si2003/uksi_20032827_en.pdf

• **Employment Equality (Religion and Belief) Regulations 2 Dec 2003**

http://www.opsi.gov.uk/si/si2003/uksi_20032828_en.pdf

• **Employment Equality (Age) Regulations 2006**

http://www.opsi.gov.uk/si/si2006/uksi_20062408_en.pdf