



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 1722 of 4th December 2013**  
**LEGISLATION**

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**CONTENTS:**

*The following LEGISLATION is published in this Supplement which forms part of this Gazette : –*

	<b>Ordinance No.</b>
Police (Amendment) Ordinance 2013 .....	35



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**POLICE (AMENDMENT) ORDINANCE 2013**

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An Ordinance to amend the Police Ordinance 2007

**R. J. CRIPWELL**  
**ADMINISTRATOR**

*2nd December 2013.*

**BE** it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

**1. Short title and commencement**

This Ordinance may be cited as the Police (Amendment) Ordinance 2013 and comes into force the day after publication in the Gazette.

**2. Amendments to Police Ordinance 2007**

The Police Ordinance 2007(a) is amended in accordance with sections 3 to 5.

**3. Amendment to section 2 (interpretation)**

In section 2, after the definition of “officer in charge of Police” insert—

““police force of England and Wales” means—

- (a) any police force established under section 2 of the Police Act 1996(b) or any legislation replacing that Act;
- (b) the metropolitan police force;
- (c) the City of London police force;”.

**4. Amendment to section 34 (powers of special constables)**

In section 34—

- (a) renumber the existing section as subsection (1);
- (b) in the renumbered subsection (1), after “subject to” insert “subsection (2) and”;

(c) after the renumbered subsection (1) add—

“(2) Where a person appointed as a special constable is a member of a police force of England and Wales, the person is not subject to the Police and Prison Officers (Discipline) Regulations 2013<sup>(c)</sup>.”.

**5. Amendment to section 36 (power to suspend or terminate services of special constables)**

In section 36, omit the comma after “can safely be dispensed with” and insert “or is no longer required,”.

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**Notes**

- (a) Ordinance 6/07, as amended by Ordinances 1/11 and 15/11.
- (b) c. 16 (Act of the Parliament of the United Kingdom).
- (c) P.I. 16/13.

## EXPLANATORY NOTE

**(This note is not part of the Ordinance)**

### Introduction

1. This explanatory note relates to the Police (Amendment) Ordinance 2013 (the “Ordinance”). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance.

### Particular points

2. The Ordinance amends provisions in the Police Ordinance 2007 (the “principal Ordinance”) relating to special constables.

3. Under section 32 of the principal Ordinance, where it appears to the Chief Constable that there is or may be a grave disturbance of the peace, the Chief Constable may, with the prior authority of the Administrator, appoint a person present in the Areas to be a special constable. In such exceptional circumstances, it may be necessary for the Chief Constable to appoint persons who are members of a police force of England and Wales on short term deployment to the Areas.

4. Section 2 of the principal Ordinance is amended to define a police force of England and Wales. It includes the metropolitan and City of London police forces, as well as those police forces outside London established under the Police Act 1996.

5. Under section 34 of the principal Ordinance, a special constable has the same powers and is liable to the same penalties as a SBA police officer. A special constable who is a member of a police force of England and Wales is liable to disciplinary action under statutory procedures relating to the police forces of England and Wales. Accordingly, section 34 is amended so as to provide that the disciplinary regulations applicable to the SBA Police do not apply to special constables in this category.

6. Section 36 of the principal Ordinance provides for a power for the Chief Constable to suspend or terminate the services of a special constable when they can safely be dispensed with. The amendment made by the Ordinance extends this power to when the services of a special constable are no longer required. This amendment puts beyond doubt the power of the Chief Constable to suspend or terminate the appointment of a special constable in other circumstances, such as where the special constable is not effectively discharging his or her functions or is suspected of committing a disciplinary offence.

