

Regulations made under s.52 of the Police Act.

**GIBRALTAR POLICE ASSOCIATION REGULATIONS****Revoked by LN. 2018/143 as from 21.6.2018****(For transitional provisions please refer to s.19 of the  
Police Federation Regulations 2018)****(1961.12.19-5)****1.1.1962**

Amending enactments	Relevant current provisions	Commencement date
Order of 16.9.1969	reg.27	
1994/106	rr. 5(4), 6(1)(2), 7(1)(2), 8(1)(2)(3), 9 and 16	13.10.1994
1994/131	<i>Corrigendum</i>	13.10.1994

## ARRANGEMENT OF REGULATIONS.

## Regulation

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**2006-20**

**Revoked**

**Subsidiary**

**1961.12.19-5**

## Police

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### **GIBRALTAR POLICE ASSOCIATION REGULATIONS**

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**Title.**

1. These regulations may be cited as the Gibraltar Police Association Regulations.

**Interpretation.**

2. In these regulations, unless the context otherwise requires,—

“Council” means the Police Council established under these regulations;

“constable” includes probationary constable ;

“branch board” means the Constables’ or Sergeants’ Branch Board established under these regulations ;

**Organization of Police Association.**

3. The provisions of these regulations shall govern the organization, administration and functions of the Police Association established by section 20 of the Act.

**Governing body of Association.**

4. The governing body of the Police Association shall be the Police Council.

**Annual general meeting of Association.**

5.(1) The agenda for the annual general meeting of the Police Association shall be prepared by the secretary of the Council and shall include—

- (a) any matter directed to be included thereon by the Council;
- (b) any matter which a branch board may ask to be included therein;
- (c) any matter which the Commissioner may ask to be included therein.

(2) The agenda shall be circulated to all members of the Police Association and to the Commissioner not later than fourteen days before the date of the annual general meeting.

(3) The quorum for the annual general meeting shall be sixty members of the Police Association.

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(4) The annual general meeting shall be held in the month of February in each year.

**Conduct of annual general meeting of Association.**

6.(1) The annual general meeting of the Police Association shall be conducted under the chairmanship of the chairman of the Council.

(2) The secretary of the Council shall keep minutes of the annual general meeting and forward a copy thereof to the Commissioner within fourteen days of such meeting.

**Composition of Police Council.**

7.(1) The Police Council shall consist of—

- (a) two officers of the rank of inspector or above, one of whom shall be a Superintendent ;
- (b) two sergeants; and
- (c) four constables.

(2) A person elected in accordance with regulation 8 shall remain a member of the Council for a period of three years unless he shall have resigned from membership of the Council, and a member shall resign if he ceases to be a police officer or a police officer of the rank in respect of which he was elected:

Provided that—

- (a) where a person is nominated by the Commissioner in exercise of his powers under regulation 8(4), that person shall be deemed for the purpose of this sub-regulation to have been elected; and
- (b) where a person is nominated by the Commissioner in exercise of his powers under regulation 11, that person shall remain a member for the unexpired portion of the period of membership of the person for whom the vacancy has occurred.

**Election of Council.**

8.(1) Nominations for election to the Council shall be made in each rank by persons of that rank every third year not later than the 15<sup>th</sup> day of January and elections will take place at the annual general meeting of the Police Association next occurring after that date.

(2) At the annual general meeting referred in sub-regulation (1), each member of the Police Association shall have one vote for each vacancy in the number of representatives of his rank. Any member unable to attend may exercise his vote in writing addressed to the chairman of the Council.

(3) Every member of the Council shall cease to hold office at the annual third general meeting next after the meeting at which he was elected but shall be eligible for re-election.

(4) In the event of there being insufficient nominations to fill all vacancies on the Council, the Commissioner shall nominate as members of the Council such members of the Force of the appropriate rank as he may think fit.

**Holding of Council meetings.**

9. Meetings of the Council shall take place at such times as the Council may itself decide but not less than four times each period of twelve months.

**Chairman and secretary of Council.**

10. The Council shall, at its first meeting after election, elect a chairman and secretary from among its members.

**Vacancies in Council.**

11. If any vacancy occurs on the Council, the Commissioner shall nominate a member of the Force of the appropriate rank.

**Council's right and duty to make representations.**

12.(1) The Council may at any time submit representations to the Commissioner on any matter concerned with one of the subjects on which the Council may make representations under regulations 24 and 25.

(2) The Council shall, if a branch board so requests, submit representations to the Commissioner on any matter referred to the Council by the branch board, being a matter on which the Council may make representations under regulations 24 and 25.

**Procedure at Council meetings.**

13.(1) The secretary of the Council shall keep minutes of all meetings and forward a copy thereof to the Commissioner within seven days of the meeting to which they relate.

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(2) The chairman of the Council shall have a casting as well as a deliberative vote.

(3) Four members of the Council, including the chairman shall constitute a quorum.

(4) Subject to the provisions of these regulations, the Council may regulate its own procedure.

(5) All resolutions passed by the Council shall be signed and forwarded by the secretary to the Commissioner for consideration.

#### **Matters to be considered by Council.**

14. The Council shall consider–

- (a) any matter referred to it for its opinion by the Commissioner ;
- (b) any matter referred to it by a branch board;
- (c) any matter referred to it by an individual member of the Police Association, subject to the provisions of regulation 15 and provided that such matter is on one of the subjects which the Council may consider under regulations 24 and 25.

#### **Reference of individual submissions.**

15. Where the Council receives any submission from any individual member of the Police Association, it shall refer this to the branch board, if any, which represents such individual.

#### **Annual report of Council.**

16. The chairman of the Council shall submit a report to the Commissioner in the month of March in each year on the work of the Council during his year of office.

#### **Establishment of branch boards.**

17. There shall be established a Sergeants' Branch Board and a Constables' Branch Board.

#### **Composition of branch boards.**

18.(1) The Sergeants' Branch Board shall consist of all members of the Force of the rank of sergeant.

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(2) The Constables' Branch Board shall consist of all members of the Force of the rank of constable.

**Election of officers of branch boards.**

19.(1) A chairman and secretary of the Sergeants' Branch Board shall be elected by the members thereof at a meeting to be held in March of each year.

(2) A chairman and secretary of the Constables' Branch Board shall be elected by the members thereof at a meeting to be held in March of each year.

**Meetings of branch boards.**

20.(1) Meetings of branch boards shall be held not less than twice between each annual election of chairman and secretary at such times as the chairman may decide.

(2) The quorum for a meeting of a branch board shall consist of eight sergeants, in the case of the Sergeants' Branch Board, and thirty constables, in the case of the Constables' Branch Board.

**Obligation to hold meetings of Sergeants' and Constables Branch Boards.**

21. Meetings of the Sergeants' and Constables' Branch Boards shall take place—

- (a) at the written request of at least three members in the case of sergeants and ten members in the case of constables;
- (b) at the request of the elected representatives of the relevant rank on the Council ;
- (c) at the request of the secretary of the Council;
- (d) at the direction of the Commissioner.

**Procedure at branch board meetings.**

22. The secretary of a branch board shall keep minutes of every meeting and forward a copy thereof to the Commissioner and to the secretary of the Council within seven days of any meeting.

**Boards to move forward matters to Council.**

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23. If it is so agreed at any meeting of a branch board, the chairman thereof shall forward to the secretary of the Council, consideration by the Council, any resolutions passed or recommendations made by the branch board.

#### **Functions of Council and branch boards.**

24. The Council and branch boards may consider and make representations or recommendations on all matters which affect the conditions of the Force and in particular—

- (i) general conditions of service, including recruitment, hours of duty, promotion, discipline, leave, security of tenure, housing, remuneration and superannuation ;
- (ii) measures for the improvement of office machinery and organization, and for the provision of opportunities for the full consideration of suggestions on the subject ;
- (iii) measures for the encouragement of further education and training of members of the Force including training in administrative and executive organizations ;
- (iv) methods of improving the efficiency of the Force ; and
- (v) legislation affecting members of the Force.

#### **Individual cases.**

25. In no circumstances shall the Council or a branch board consider individual cases:

Provided that it shall be competent for the Council or a branch board to discuss any matter or principle which may arise out of any individual case.

#### **Power of Commissioner to consult Board or Council.**

26. The Commissioner may consult with the Council or a branch board on any matter referred to him by the Council.

#### **Reference to Deputy Governor.**

27. If, after representations have been made on any matter by the Council to the Commissioner, the Council is dissatisfied, the Commissioner shall, at the request of the Council, refer the matter to the Deputy Governor for consideration.