

PO302\*

Police Act 1892

## Police Force Amendment Regulations 2010

Made under the *Police Act 1892* section 9 by the Commissioner of Police with the approval of the Minister for Police.

### 1. Citation

These regulations are the *Police Force Amendment Regulations 2010*.

### 2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Police Amendment Act 2009* section 10 comes into operation.

### 3. Regulations amended

These regulations amend the *Police Force Regulations 1979*.

### 4. Regulation 103 amended

In regulation 103 insert in alphabetical order:

*police auxiliary officer* has the meaning given in Part IIIB of the Act;

### 5. Regulation 105 inserted

After regulation 104 insert:

#### 105. Application of these regulations to police auxiliary officers

In Parts IV, VI, IX and XVI a reference to a member is to be read as including a reference to a police auxiliary officer unless the contrary intention appears.

### 6. Regulation 502 amended

In regulation 502(1) after “appointment” (first occurrence) insert:

as a member or cadet

**7. Regulation 8A01 amended**

In regulation 8A01 in the definition of *member of the Force* delete “cadet or APLO.” and insert:

cadet, APLO or police auxiliary officer.

**8. Regulation 901A inserted**

At the beginning of Part IX insert:

**901A. Term used: Certificate of Authority**

In this Part —

*Certificate of Authority*, of a member or cadet, means a card that —

- (a) has on it —
  - (i) the name and date of birth and a photograph of; and
  - (ii) the registered number of, and the office or rank held by, the member or cadet; and
- (b) is issued to the member or cadet by or on behalf the Commissioner.

**9. Regulation 902 amended**

(1) At the beginning of regulation 902 insert:

(1A) Subregulations (1) and (2) do not apply to a police auxiliary officer.

(2) After regulation 902(2) insert:

- (3) A police auxiliary officer must not wear a uniform while off duty except at his or her place of work —
  - (a) having changed into uniform at that place before going on duty; and
  - (b) before changing out of uniform at that place after going off duty.

**10. Regulation 907 amended**

At the beginning of regulation 907 insert:

(1A) The rest of this regulation does not apply to a police auxiliary officer.

**11. Regulation 908A inserted**

After regulation 907 insert:

**908A. Certificates of Authority of police auxiliary officers**

- (1) A police auxiliary officer who is on duty, whether in uniform or not, must carry his or her Certificate of Authority.
- (2) A police auxiliary officer who is not in uniform must display his or her Certificate of Authority at all times while on police property or in police buildings, whether or not he or she is on duty at the time.
- (3) A police auxiliary officer must not transfer his or her Certificate of Authority to a member or cadet or another police auxiliary officer.
- (4) A police auxiliary officer must not permit any person, whether or not a member or police auxiliary officer, to use his or her Certificate of Authority.
- (5) In addition to the duties to identify himself or herself in the *Criminal Investigation Act 2006*, a police auxiliary officer, whether in uniform or not, must produce his or her Certificate of Authority whenever requested to do so by a person in relation to whom he or she is about to exercise any power or duty as a police auxiliary officer unless —
  - (a) he or she has a reasonable cause to refuse to do so; or
  - (b) it is not possible to do so.

Signed:

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C. J. DAWSON, Acting Commissioner of Police.

Dated: 24 February 2010.

Approved:

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R. JOHNSON, Minister for Police.

Dated: 6 March 2010.