



CHAPTER 11.

An Act to make perpetual, subject to an amend- A.D. 1923.
ment, the Special Constables Act, 1914; to
provide for the employment of special constables
in connection with Naval, Military and Air Force
yards and stations; and to remove certain limita-
tions on the appointment of special constables
in Scotland. [7th June 1923.]

BE it enacted by the King's most Excellent Majesty,
by and with the advice and consent of the Lords
Spiritual and Temporal, and Commons, in this present
Parliament assembled, and by the authority of the same,
as follows:—

1.—(1) Section one of the Special Constables Act, Perpetuation
of 4 & 5
Geo. 5. c. 61.
1914, which confers power to make regulations with
respect to special constables appointed during the war,
shall have effect as though the words “during the present
war” were omitted therefrom, and as though for the
power thereby conferred to apply to special constables
any of the provisions of the Police Acts, 1839 to 1910,
or the corresponding Scottish enactments, there were
substituted power so to apply any enactment for the time
being in force relating to the county, borough, or metro-
politan police, or in Scotland the county or burgh police.

(2) The reference to the Special Constables Act,
1914, in the First Schedule to the War Emergency Laws
(Continuance) Act, 1920, is hereby repealed. 10 & 11
Geo. 5. c. 5.

(3) This section shall not apply to Northern Ireland.

A.D. 1923.
Orders in
Council to
be laid
before
Parliament.

2. Any Order in Council made after the passing of this Act under the Special Constables Act, 1914, as amended by this Act shall be laid before both Houses of Parliament as soon as may be after it is made, and, if an Address is presented to His Majesty by either of those Houses within twenty-one days on which that House has sat next after any such Order has been laid before it praying that the regulations made thereby shall be annulled, His Majesty may thereupon by Order in Council annul the regulations, and the regulations so annulled shall forthwith become void, without prejudice to the validity of any proceedings which may in the meantime have been taken thereunder or to the making of any new regulations :

Provided that Orders in Council under the said Act shall not be deemed to be statutory rules within the meaning of section one of the Rules Publication Act, 1893.

56 & 57 Vict.
c. 66.

Substitution
of special
constables
for metropo-
litan police
at armament
depôts, &c.
23 & 24 Vict.
c. 135.
4 & 5 Geo. 5.
c. 44.

3.—(1) Any two justices of the peace may appoint such persons as may be nominated for the purpose by the Admiralty, Army Council, or Air Council, to be special constables within the yards and stations and limits within which constables of the metropolitan police force may by virtue of the Metropolitan Police Act, 1860, or the Metropolitan Police (Employment in Scotland) Act, 1914, both as originally enacted and as applied to the Air Force, be employed; and every person so appointed shall be sworn in by any such justices duly to execute the office of a constable within the places and limits aforesaid, and when so sworn in shall have the same powers and privileges, and be liable to the same duties and responsibilities as constables of the metropolitan police force have and are liable to under the said Acts.

(2) Special constables appointed under this section shall be under the exclusive control of the department on whose nomination they are appointed, and that department shall have power to suspend or terminate the appointment of any such special constable.

(3) In the application of this section to Scotland references to any two justices of the peace shall be construed as references to the magistrates of a burgh or the standing joint committee of a county, as the case may be, and the reference to swearing in shall be read

as a reference to making a declaration or taking an oath, as the case may be, in the form and manner prescribed in section seventy-nine of the Burgh Police (Scotland) Act, 1892, and section eleven of the Police (Scotland) Act, 1857, respectively.

A.D. 1923.
—
55 & 56 Vict.
c. 55.
20 & 21 Vict.
c. 72.

4. Section ninety-six of the Burgh Police (Scotland) Act, 1892 (which relates to the appointment of special constables), shall, both as originally enacted and as extended to counties by the Special Constables (Scotland) Act, 1914, have effect as if the words "of or exceeding the age of twenty years" were substituted for the words "between the ages of twenty and fifty" and the words "for a period not exceeding six months" were omitted.

Removal of
limitations
on appoint-
ment of
special
constables.
4 & 5 Geo. 5.
c. 53.

5. This Act may be cited as the Special Constables Act, 1923, and the Special Constables Act, 1914, and this Act may be cited together as the Special Constables Acts, 1914 and 1923, and sections ninety-six, ninety-seven, and ninety-eight of the Burgh Police (Scotland) Act, 1892, the Special Constables (Scotland) Act, 1914, and the Special Constables Act, 1914, and this Act as they apply to Scotland may be cited as the Special Constables (Scotland) Acts, 1892 to 1923.

Short title.

Printed by EYRE and SPOTTISWOODE, LTD.,

FOR

WILLIAM RICHARD CODLING, Esq., C.V.O., C.B.E., the King's Printer of
Acts of Parliament.

To be purchased through any Bookseller or directly from
H.M. STATIONERY OFFICE at the following addresses:
IMPERIAL HOUSE, KINGSWAY, LONDON, W.C.2, and 28, ABINGDON STREET, LONDON, S.W.1
YORK STREET, MANCHESTER; 1, ST. ANDREW'S CRESCENT, CARDIFF;
or 120, GEORGE STREET, EDINBURGH.