

PARLIAMENT OF VICTORIA

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**Police Regulation (Selection and Review) Act 1996**

Act No.

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PARLIAMENT OF VICTORIA

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Initiated in Assembly 5 June 1996

A BILL

to amend the **Police Regulation Act 1958** and for other purposes.

**Police Regulation (Selection and Review) Act 1996**

**The Parliament of Victoria enacts as follows:**

**1. Purpose**

The purpose of this Act is to amend the **Police Regulation Act 1958** in relation to methods of promotion and transfer in the police force.

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**2. Commencement**

- (1) Section 1 and this section come into operation on the day on which this Act receives the Royal Assent.
- (2) Subject to sub-section (3), the remaining provisions of this Act come into operation on a day to be proclaimed.
- (3) If the provisions referred to in sub-section (2) do not come into operation within the period of 6 months beginning on, and including, the day on which this Act receives the Royal Assent, it comes into operation on the first day after the end of that period.

**3. Appeals against non-selection for promotion not available to constables or senior constables**

After section 8AA(2) of the **Police Regulation Act 1958** insert—

"(2A) No appeal may be had in relation to a position of constable (general duties) or senior constable (general duties).".

**4. Grounds for promotion not to apply to constables or senior constables**

(1) After section 8AB(1) of the **Police Regulation Act 1958** insert—

"(1A) This section does not apply to a promotion or transfer to a position of constable (general duties) or senior constable (general duties).".

(2) In section 8AB(2) of the **Police Regulation Act 1958** after the definition of "efficiency" insert—

"**general duties**" means primary response and general patrol duties;".

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**5. Application for review**

- (1) In section 91F of the **Police Regulation Act 1958** for "A member of the force" **substitute—**

"(1) Subject to this section, a member of the force".

- (2) After section 91F(e) of the **Police Regulation Act 1958** **insert—**

"or

(f) that the member is unsuitable for promotion to a position of senior constable (general duties).".

- (3) At the end of section 91F of the **Police Regulation Act 1958** **insert—**

"(2) Sub-section (1)(d) does not apply to the compulsory transfer of—

(a) a superintendent, chief superintendent or commander; or

(b) an inspector or chief inspector except where the transfer is to or from a country police district for a period of more than 6 months.

- (3) The Chief Commissioner may from time to time determine any area to be the Melbourne metropolitan area for the purposes of this section.

- (4) In this section—

**"country police district"** means any police district outside the Melbourne metropolitan area determined under this section;

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**"general duties"** means primary response  
and general patrol duties."

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**NOTES**

By Authority. Government Printer for the State of Victoria.

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