



Appealing against the decision to disapply

Internal Use Only

We must receive your appeal within 29 days of the date of the letter telling you about the outcome of the complaint. This includes the time your appeal spends in the post.

Please tick the appropriate box: Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please specify)

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First name: (Please write clearly)

Surname: (Please write clearly)

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Your address:

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.....Postcode.....

Daytime telephone number

Evening telephone number

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Email address

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Date you made on your complaint

Reference number (if known)

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If you have received a letter about the decision to disapply in relation to your complaint, please give the date of that letter.

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What was the reason(s) given to disapply? Please select one or more of below (if known).

- ☐ The complaint is out of time - more than 12 months have passed between the incident and the complaint, and because of the delay injustice would be caused
- ☐ The matter is already subject to a complaint - the matter has already been raised as a complaint by the same person, or someone acting on behalf of them
- ☐ The complaint is anonymous
- ☐ The complaint is repetitious
- ☐ It was considered not reasonably practicable to proceed - for example if the complainant refuses to make a statement or assist with the investigation.
- ☐ The complaint was considered to be vexatious, oppressive vexatious and/or oppressive (this means the complaint is without foundation and could cause harsh and/or unfair treatment of the person complained about).

Or an abuse of procedures - this means when the complaints process has been misused or unfairly influenced.

Please explain why you want to appeal based on the reason(s) selected above, continuing on a separate sheet if necessary.

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If you have any documents that support your appeal please list below or attach to them to this form when submitting your appeal.

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Signature of the person making this appeal:

Date:

DD /MM / YYYY

All public bodies are obliged to record the ethnicity of people using its service. Being able to identify the ethnicity of complainants helps us to check it is reaching all sections of society. Please describe your ethnicity using the boxes below.

WHITE

- ☐ White British
- ☐ White Irish
- ☐ Any other White background

MIXED

- ☐ White and Black Caribbean
- ☐ White and Black African
- ☐ White and Asian
- ☐ Any other mixed background

ASIAN OR ASIAN BRITISH

- ☐ Indian
- ☐ Pakistani
- ☐ Bangladeshi
- ☐ Any other Asian background

BLACK OR BLACK BRITISH

- ☐ Caribbean
- ☐ African
- ☐ Any other Black background

CHINESE OR OTHER ETHNIC GROUP

- ☐ Chinese
- ☐ Any other ethnic group

NOT STATED

☐

Where to send this form

Professional Standards & Legal Services Department

Peterlee Police Office

St Aidans Way

Peterlee

County Durham

SR8 1QR

Guidance

Can I appeal about the decision to disapply in relation to my complaint?

An appeal can be made against a decision to disapply. Disapply means stopping the complaints process before an investigation begins.

You can appeal if:

- your complaint was about the conduct of a police officer or member of police staff
- the IPCC did not give permission to the police to disapply
- you do not think the police should have decided to disapply

However, you cannot appeal when the complaint relates to a direction and control issue. Direction and control means the overall policies of a police force, for example police resources and policing standards.

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Additional notes

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