



Transgender Search POLICY

Operational Capability Centre
Doctrine & Compliance

Effective from: 6th June 2014
Last review: **** 2016

TABLE OF CONTENTS

1. POLICY AIM.....	3
2. APPLICABILITY.....	3
2.1 Inclusions.....	3
2.2 Exclusions.....	3
3. POLICY DETAIL.....	3
4. IMPLICATIONS OF THE POLICY.....	3
4.1 Training Requirements.....	3
4.2 IT Infrastructure	3
4.3 Related Policies or Documents	3
5. MONITORING AND REVIEW.....	4
6. WHO TO CONTACT ABOUT THIS POLICY.....	4

REVIEW

1. POLICY AIM

Ministry of Defence Police (MDP) officers have statutory powers to carry out searches of a person(s) in specific circumstances.

The aim of this policy is to ensure the appropriate legislation in line with PACE Code C is followed when conducting transgender searches.

2. APPLICABILITY

This policy is applicable to all MDP officers.

3. POLICY DETAIL

All searches and procedures must be carried out with courtesy, consideration and respect for the person concerned.

Police Officers should show particular sensitivity when dealing with Transgender individuals (including transsexual persons and transvestite persons).

This policy should be read in conjunction with relevant legislation and documents as listed in the 'related policies or documents' section at 4.3.

4. IMPLICATIONS OF THE POLICY

4.1 Training Requirements

No additional training requirements have been identified.

4.2 IT Infrastructure

This policy will be accessible via the Force intranet (MDPnet and Dii pages).

4.3 Related Policies or Documents

[Authorised Professional Practice \(APP\) Transvestite and Transsexual Detainees](#) at this time provides information specifically in relation to Transvestite and Transsexual Detainees, however as the professional practice is reviewed and new material is developed further guidance will become available.

The National Trans Police Association (NTPA) website has produced guidance in accordance with **PACE** to assist officers to carry out searches of transgender people and provides guidance in relation to establishing gender of persons for the purpose of searching.

JSP 440 (Part 7, section 6) provides guidance in relation to condition of entry (personnel) searches when entering MOD sites.

It is important that all Officers responsible for searching people either under legislation or by consent, understand the implications of the **Gender Recognition Act 2004**¹ and the **Equality Act 2010, section 7**.

5. MONITORING AND REVIEW

At this time the Operational Capability Centre (OCC) Doctrine and Compliance team will be responsible for monitoring and reviewing this policy and will conduct a formal review of the efficiency and effectiveness of its application. This includes a review of the following measures:

- Feedback on the content of this policy from policy users.
- Environmental scanning of policy related matters (intranet and internet)
- Implementation of actions arising from Equality Impact Assessments

6. WHO TO CONTACT ABOUT THIS POLICY

ACC Organisational Development & Crime owns this policy with management of its content being devolved to the OCC doctrine policy team and author responsible for its specific content.

¹ All members of the public should be treated with courtesy and professionalism and be addressed in the gender they are presenting in.