



Criminal Justice and Public Order Act 1994

1994 CHAPTER 33

PART II

BAIL

29 Power for police to arrest for failure to answer to police bail.

- (1) Part IV of the ^{M1}Police and Criminal Evidence Act 1984 (detention of persons, including powers of police to grant bail) shall be amended as follows.
- (2) After section 46 there shall be inserted the following section—

“46A Power of arrest for failure to answer to police bail.

- (1) A constable may arrest without a warrant any person who, having been released on bail under this Part of this Act subject to a duty to attend at a police station, fails to attend at that police station at the time appointed for him to do so.
- (2) A person who is arrested under this section shall be taken to the police station appointed as the place at which he is to surrender to custody as soon as practicable after the arrest.
- (3) For the purposes of—
 - (a) section 30 above (subject to the obligation in subsection (2) above), and
 - (b) section 31 above,an arrest under this section shall be treated as an arrest for an offence.”
- (3) ^{F1}
- (4) In consequence of the foregoing amendments—

Changes to legislation: Criminal Justice and Public Order Act 1994, Section 29 is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (a) in section 37(1), paragraph (b) shall be omitted;
- (b) in sections 41(9), 42(11) and 43(19), at the end, there shall be inserted the words “; but this subsection does not prevent an arrest under section 46A below.”;
- (c) in section 47, subsection (5) shall be omitted;
- (d) in section 47(6), for the words “is detained under subsection (5) above” there shall be substituted the words “ who has been granted bail and either has attended at the police station in accordance with the grant of bail or has been arrested under section 46A above is detained at a police station ”; and
- (e) in section 47(7), at the end, there shall be inserted the words “ ; but this subsection does not apply to a person who is arrested under section 46A above or has attended a police station in accordance with the grant of bail (and who accordingly is deemed by section 34(7) above to have been arrested for an offence). ”.

- (5) This section applies whether the person released on bail was granted bail before or after the commencement of this section.

Textual Amendments

F1 S. 29(3) repealed (20.1.2004) by [Criminal Justice Act 2003 \(c. 44\)](#), ss. 332, 336, [Sch. 37 Pt. 1](#); S.I. 2004/84, [art. 2\(2\)\(g\)\(ii\)](#)

Marginal Citations

M1 1984 c. 60.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 51(10)(a)(ia) inserted by [2003 c. 44 Sch. 36 para. 11\(3\)](#)