
Changes to legislation: Police (Northern Ireland) Act 2003, Paragraph 9 is up to date with all changes known to be in force on or before 06 July 2023. 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

SCHEDULES

[^{F1}SCHEDULE 2A

POWERS AND DUTIES OF COMMUNITY SUPPORT OFFICER

Textual Amendments

- F1** Sch. 2A inserted (22.4.2007 for the insertion of Sch. 2A paras. 2, 6, 7, 10, 13, 15, 18) by [The Policing \(Miscellaneous Provisions\) \(Northern Ireland\) Order 2007 \(S.I. 2007/912 \(N.I. 6\)\)](#), arts. 1(3), 7(8), [Sch. 5](#)

Powers to seize and retain: controlled drugs

- 9 (1) If a CSO—
- (a) finds a controlled drug in a person's possession (whether or not he finds it in the course of searching the person by virtue of any other paragraph of this Schedule); and
 - (b) reasonably believes that it is unlawful for the person to be in possession of it, the CSO may seize it and retain it.
- (2) If a CSO—
- (a) finds a controlled drug in a person's possession (as mentioned in sub-paragraph (1)); or
 - (b) reasonably believes that a person is in possession of a controlled drug, and reasonably believes that it is unlawful for the person to be in possession of it, the CSO may require him to give the CSO his name and address.
- (3) If in exercise of the power conferred by sub-paragraph (1) the CSO seizes and retains a controlled drug, he must—
- (a) if the person from whom it was seized maintains that he was lawfully in possession of it, tell the person where inquiries about its recovery may be made; and
 - (b) comply with a constable's instructions about what to do with it.
- (4) A person who fails to comply with a requirement under sub-paragraph (2) is guilty of an offence and shall be liable, on summary conviction, to a fine not exceeding level 3 on the standard scale.
- (5) Paragraph 4 applies in the case of a requirement imposed by virtue of sub-paragraph (2) as it applies in the case of a requirement under paragraph 2(1).
- (6) In this paragraph, “controlled drug” has the same meaning as in the Misuse of Drugs Act 1971.]

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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. 30(1)(d) added by [S.I. 2007/912 \(N.I.\) art. 6\(1\)](#)
- s. 30(1)(d) repealed by [2009 c. 26 Sch. 7 para. 126\(2\)\(a\)Sch. 8 Pt. 13](#)
- s. 30(6)(d) inserted by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 3](#)
- s. 30(6)(d) repealed by [2009 c. 26 Sch. 7 para. 126\(2\)\(b\)Sch. 8 Pt. 13](#)
- s. 30(11) added by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 4](#)
- s. 30(11) repealed by [2009 c. 26 Sch. 7 para. 126\(2\)\(c\)Sch. 8 Pt. 13](#)
- Sch. 2 Pt. 3A repealed by [2009 c. 26 Sch. 7 para. 126\(3\)Sch. 8 Pt. 13](#)
- Sch. 2A para. 17A inserted by [2019 c. 17 s. 12\(6\)](#)
- Sch. 4 Pt. 3A inserted by [S.I. 2007/912 \(N.I.\) Sch. 4 para. 5](#)