***Changes to legislation:*** *Serious Organised Crime and Police Act 2005, Section 115 is up to date with all changes known to be in force on or before 25 September 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*

# Serious Organised Crime and Police Act 2005

**2005 CHAPTER 15**

## PART 3

POLICE POWERS ETC.

*Fireworks*

### 115 Power to stop and search for prohibited fireworks

(1) Section 1 of PACE (powers of constables to stop and search) is amended as follows.

(2) In subsection (2), for "or any article to which subsection (8A) below applies" substitute " , any article to which subsection (8A) below applies or any firework to which subsection (8B) below applies ".

(3) In subsection (3), for "or any article to which subsection (8A) below applies" substitute " , any article to which subsection (8A) below applies or any firework to which subsection (8B) below applies ".

(4) In subsection (6), for "or an article to which subsection (8A) below applies" substitute " , an article to which subsection (8A) below applies or a firework to which subsection (8B) below applies ".

(5) After subsection (8A) insert—

"(8B) This subsection applies to any firework which a person possesses in contravention of a prohibition imposed by fireworks regulations.

(8C) In this section—

(a) "firework" shall be construed in accordance with the definition of "fireworks" in section 1(1) of the Fireworks Act 2003; and

(b) "fireworks regulations" has the same meaning as in that Act."

***Changes to legislation:*** *Serious Organised Crime and Police Act 2005, Section 115 is up to date with all changes known to be in force on or before 25 September 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*

## Commencement Information

**I1** S. 115 in force at 1.7.2005 by S.I. 2005/1521, **art. 3(1)(f)**

**Changes to legislation:**
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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. 71(4)(dac) inserted by 2024 c. 13 s. 328(2)
- s. 71(8) inserted by 2024 c. 13 s. 328(4)

**Commencement Orders yet to be applied to the Serious Organised Crime and Police Act 2005**
Commencement Orders bringing provisions within this Act into force:

- S.I. 2006/2182 art. 3 amendment to earlier commencing SI 2006/1871