

## STATUTORY INSTRUMENTS

# 2007 No. 912

## The Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007

### *Designation of police support staff*

#### **Investigating officers**

3. Schedule 1 contains amendments to Part 1 of Schedule 2 to the 2003 Act relating to investigating officers.

#### **Detention officers**

4. Schedule 2 contains amendments to Part 2 of Schedule 2 to the 2003 Act relating to detention officers.

#### **Escort officers**

5. Schedule 3 contains amendments to Part 3 of Schedule 2 to the 2003 Act relating to escort officers.

PROSPECTIVE

#### **Staff custody officers**

6.—(1) <sup>F1</sup>*In section 30 of the 2003 Act (police powers for designated police support staff) in subsection (1) after paragraph (c) add—*

*“(d) staff custody officer.”.]*

(2) Schedule 4 contains amendments relating to staff custody officers.

#### **Textual Amendments**

**F1** [Art. 6\(1\)](#) never in operation, repealed (12.1.2010) by [Policing and Crime Act 2009 \(c. 26\)](#), ss. 112(2), 116(6)(b), [Sch. 8 Pt. 13](#)

#### **Community support officers**

7.—(1) The 2003 Act is amended as set out in paragraphs (2) to (8).

(2) After section 30 insert—

##### **“30A Community support officers**

(1) The Chief Constable may designate a member of the police support staff as a community support officer.

*Status: This version of this part contains provisions that are prospective.*

*Changes to legislation: There are currently no known outstanding effects for the The Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007, Designation of police support staff. (See end of Document for details)*

- (2) The Chief Constable may designate a person under this section only if he is satisfied that—
- (a) the person is a suitable person to carry out the functions of a community support officer;
  - (b) the person is capable of effectively carrying out those functions; and
  - (c) the person has received adequate training in the carrying out of those functions.
- (3) A person designated under this section has, by virtue of the designation, the powers and duties set out in Schedule 2A (and references in any statutory provision to the powers and duties conferred or imposed on him by his designation shall be construed accordingly).
- (4) A person designated under this section is not authorised or required by virtue of his designation to engage in any conduct otherwise than in the course of his employment as a member of the police support staff.
- (5) Where any power conferred on a person by his designation under this section is a power which, if exercised by a police officer, includes or is supplemented by a power to use reasonable force, the designated person has the same entitlement to use reasonable force in exercising that power as a police officer would have if the power were exercised by him.
- (6) Where any power conferred on a person by his designation under this section includes power to use force to enter any premises, that power is exercisable by the person only—
- (a) in the company of a police officer and under the supervision of a police officer; or
  - (b) for the purpose of saving life or limb or preventing serious damage to property.
- (7) A power exercisable by any person in reliance on his designation under this section shall be exercisable only when he is wearing such uniform as may be—
- (a) determined or approved for the purposes of this section by the Chief Constable; and
  - (b) identified or described in the designation.
- (8) The Secretary of State may by order amend Schedule 2A.”.
- (3) In section 33(1) and (4) after “30” insert “, 30A ”.
- (4) In section 34(1)(a) and (3) after “30” insert “, 30A ”.
- (5) In section 35(1)(a) and (b) after “30” insert “ or 30A ”.
- (6) In section 36(1) and (2) after “30” insert “, 30A ”.
- (7) In section 37(1) and (3) after “30” insert “, 30A ”.
- (8) After Schedule 2 insert the Schedule set out in Schedule 5 to this Order.
- (9) In Article 66(8A) and (9)(c) of the Police and Criminal Evidence (Northern Ireland) Order 1989 (NI 12) after “30” insert “, 30A ”.
- (10) In sections 66(3B) and 67(6) of the Police (Northern Ireland) Act 1998 (c. 32) after “30” insert “, 30A ”.
- (11) In section 101(5A) and (7A) of the Terrorism Act 2000 (c. 12) after “30” insert “, 30A ”.

**Status:**

This version of this part contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the The Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007, Designation of police support staff.