

SCHEDULES

SCHEDULE 3 **N.I.**

Article 5

ESCORT OFFICERS

1. Part 3 of Schedule 2 to the 2003 Act is amended as follows.
- 2.—(1) Paragraph 22 (power to take arrested person to a police station) is amended as follows.
 - (2) In sub-paragraph (1)(c)—
 - (a) in paragraph (ii) after “duty” insert “ to keep that person under control and ”;
 - (b) in paragraph (iii) at the end add “ and under his control ”.
 - (3) After sub-paragraph (1)(c) add—
 - “(d) a person who has taken another person to a police station in exercise of the power conferred by virtue of paragraph (a)—
 - (i) shall be under a duty to remain at the police station until he has transferred control of the other person to the custody officer at the police station;
 - (ii) until he has so transferred control of the other person, shall be treated for all purposes as having that person in his lawful custody;
 - (iii) for so long as he is at the police station or in its immediate vicinity in compliance with, or having complied with, his duty under sub-paragraph (i), shall be under a duty to prevent the escape of the other person and to assist in keeping him under control; and
 - (iv) shall be entitled to use reasonable force for the purpose of complying with his duty under sub-paragraph (iii).”.
- 3.—(1) Paragraph 23 (escort of persons in police detention) is amended as follows.
 - (2) In sub-paragraph (2)—
 - (a) in paragraph (b) after “duty” insert “ to keep that person under control and ”;
 - (b) in paragraph (c) at the end add “ and under his control ”.
 - (3) After sub-paragraph (2) insert—
 - “(2A) A person who has escorted another person to a police station or other place in accordance with an authorisation under sub-paragraph (1)—
 - (a) shall be under a duty to remain at the police station or other place until he has transferred control of the other person to a custody officer or other responsible person;
 - (b) until he has so transferred control of the other person, shall be treated for all purposes as having that person in his lawful custody;
 - (c) for so long as he is at the police station or other place or in its immediate vicinity in compliance with, or having complied with, his duty under sub-paragraph (a), shall be under a duty to prevent the escape of the other person and to assist in keeping him under control; and

Changes to legislation: *There are currently no known outstanding effects for the The Policing (Miscellaneous Provisions) (Northern Ireland) Order 2007, SCHEDULE 3. (See end of Document for details)*

(d) shall be entitled to use reasonable force for the purpose of complying with his duty under paragraph (c).”.

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