

These notes refer to the Serious Organised Crime and Police Act 2005 (c.15) which received Royal Assent on 7th April 2005

SERIOUS ORGANISED CRIME AND POLICE ACT 2005

EXPLANATORY NOTES

THE ACT

Commentary on Sections

Part 4: Public order and conduct in public places etc.

Section 130: Designated sites: powers of arrest

326. This section gives a constable in England and Wales a power to arrest without warrant an individual who he reasonably suspects is committing or has committed an offence under section 128. Once section 110 is in force, this will not apply. A similar power in respect of Northern Ireland is achieved by *subsection (2)* which states that an offence under section 128 is an arrestable offence under the Police and Criminal Evidence (Northern Ireland) Order 1989. *Subsection (3)* gives a constable in Scotland a power to arrest without warrant an individual who he reasonably suspects is committing or has committed an offence under section 129.