Police and Justice Act 2006

CHAPTER 48

POLICE AND JUSTICE ACT 2006

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1 In section 4 (membership of police authorities outside Greater London),...
2 For Schedule 2 there is substituted— SCHEDULE 2 Police authorities...
3 In section 5C (membership etc of Metropolitan Police Authority), in...
4 For Schedule 2A there is substituted— SCHEDULE 2A The Metropolitan...
5 In section 19 (approval of decisions about precepts), in subsection...
6 Schedules 3 (police authorities: selection of independent members) and 3A...

Functions of police authorities

7 (1) Section 6 (general functions of police authorities) is amended...
8 After section 6 there is inserted— Power to confer particular...

Police authorities: objectives, plans and reports

9 After section 6ZA (inserted by paragraph 8) there is inserted—...
10 The following sections are repealed— section 6A (three-year strategy plans);...
11 In section 9A (general functions of Commissioner of Police of...
12 In section 10 (general functions of chief constables), in subsection...
13 (1) Section 96B (national and international functions: application of requirements...

Appointment of deputy chief constables etc

14 (1) Section 11A (appointment and removal of deputy chief constables)...  
15 (1) Section 12A (power of deputy to exercise functions of...

Civilian employees of police authorities

16 (1) Section 15 (civilian employees) is amended as follows.
17 In section 24 (aid of one police force by another)...  

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18 (1) Section 16 (appointment of clerk by police authority) is...
19 In Schedule 6 (appeals to police appeal tribunals), in paragraph...
20 (1) A reference in subordinate legislation (within the meaning of...

Jurisdiction of special constables

21 (1) Section 30 (jurisdiction of constables) is amended as follows....  
22 In section 24(3) (constable assisting another police force to be...
23 In section 27(2) (special constables to be under direction and...
Secretary of State's strategic functions in relation to police authorities

24 Sections 36A (National Policing Plan) and 37 (setting of objectives)...  
25 Before section 38 there is inserted— Setting of strategic priorities...  
26 (1) Section 38 (setting of performance targets) is amended as...

Power to give directions to police authority or chief officer of police

27 For section 40 (power to give directions to police authority)...  
28 In section 41 (directions as to minimum budget), in subsection...

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29 Sections 41A and 41B (power to give directions as to...

Arrangements for obtaining the views of the community on policing

30 (1) Section 96 (arrangements for obtaining the views of the...

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1 In this Schedule— “the 1976 Act” means the Police Pensions...

Power to merge police pension schemes

2 (1) Regulations may— (a) revoke those provisions of the police...

Exercise of power to establish merged scheme

3 (1) This paragraph applies to the first regulations under this...

Exercise of power to amend merged scheme

4 (1) The power to make amending regulations is exercisable as...

Application of provisions of other Acts

5 (1) The provisions of— (a) section 8A of the 1976...

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6 A reference, however expressed, in any document (including an enactment)...  

Continuity of schemes for tax purposes

7 A pension scheme established under this Schedule is to be...

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Police and Criminal Evidence Act 1984 (c. 60)

1 In section 67 of the Police and Criminal Evidence Act...

Police Act 1996 (c. 16)

2 In section 8A of the Police Act 1996 (local policing...
In section 39A of that Act (codes of practice for...)

In section 42A of that Act (procedure in relation to...)

In section 53 of that Act (regulations as to standard...)

(1) Section 53A of that Act (regulation of procedures and...)

In section 57 of that Act (common services), for paragraphs...

In section 101 of that Act (interpretation), at the beginning...

In section 21A of the Criminal Procedure and Investigations Act...

In section 97 of the Criminal Justice and Police Act...

In section 38 (police powers for police authority employees) is...

In section 105 (orders and regulations), in subsection (3)(b), after...

(1) Schedule 4 (powers exercisable by police civilians) is amended...

(1) Paragraph 1 of Schedule 5 (power of accredited persons...)

The Police and Criminal Evidence Act 1984 (c. 60) is...

In section 30A (bail elsewhere than at police station), for...

In section 30B (bail under section 30A: notices), after subsection...

After section 30C there is inserted— Bail under section 30A:...

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Power to impose conditions on bail granted under section 37(2) or (7)(b)
6 In section 47(1A) (where person released on bail under Part...

Power of arrest for breach of conditions of bail granted under section 37(2) or (7)(b)
7 In section 46A(1A) (person released on bail under section 37(7)(a)... 

Dealing with person arrested for breach of conditions of bail granted under section 37(7)(b)
8 (1) After section 37C there is inserted— Breach of bail...

Time for person to answer bail granted under section 37(2) or (7)(b) or 37CA(2)(b)
9 (1) In section 37D(1) (release on bail under section 37(7)(a)... 

Dealing with person released on bail under section 37(7)(b) or 37CA(2)(b)
10 (1) Section 37D (release under section 37(7)(a): further provision) is...

Applications to court where person released on bail under section 37(2) or (7)(b) or 37CA(2)(b)
11 In section 47(1B) and (1C) (applications to court where person...

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1 (1) This Schedule applies in relation to a local authority—...

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3 (1) The crime and disorder committee of a local authority—...

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4 A local authority shall make arrangements— (a) for enabling a...
5 The crime and disorder committee of a local authority, or...

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8 The crime and disorder committee of a local authority, or...
9 Subsections (2) and (5) of section 102 of the Local...
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10 Paragraph 8 does not apply to the crime and disorder...
11 (1) The Common Council may discharge its duty under section...
12 In paragraphs 10 and 11 “the Common Council” means the...

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1 The Crime and Disorder Act 1998 (c. 37) is amended...
2 (1) Section 5 (authorities responsible for strategies) is amended as...
3 For sections 6 and 6A there is substituted— Formulation and...
4 (1) Section 17 (duty to consider crime and disorder implications)...
5 After section 17 there is inserted— Sharing of information (1) A relevant authority is under a duty to disclose...
6 (1) Section 114 (orders and regulations) is amended as follows....
7 (1) Section 115 (disclosure of information) is amended as follows....

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1 (1) The provisions of this Schedule apply where the court...

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3 (1) Where a person is remanded on bail, the court...
4 (1) The court shall not remand a person for a...

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3 (1) In section 11 (bars to extradition)—
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(1) In section 29 (court's powers on appeal under section...)

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(1) Section 37 (undertaking in relation to person serving sentence...

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(1) Section 119 (undertaking in relation to person serving sentence...

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(1) In sections 67 and 139 (the appropriate judge), after...

Extradition to category 2 territories: requests and certificates

(1) Section 70 (extradition request and certificate) is amended as...

Time for representations and consideration of case under Part 2

(1) Section 93 (Secretary of State's consideration of case) is...

Applications for discharge or for extension of time limit

(1) Section 99 (time limit for order for extradition or...

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In section 141 (Scotland: references to Secretary of State), in...

Issue of Part 3 warrant: persons unlawfully at large who may be arrested without domestic warrant

(1) In section 142 (issue of Part 3 warrant), in...

Issue of Part 3 warrant: domestic warrant issued at common law by judge in Northern Ireland

For subsection (8) of section 142 there is substituted—
Dealing with person for pre-extradition offences following extradition to UK

23 In section 146(3)(c) (consent of category 1 territory to person...

Extradition requests to territories not applying European framework decision to old cases

24 After section 155 there is inserted— Category 1 territories not...

Extradition of serving prisoner

25 After section 197 there is inserted— Extradition of serving prisoner...

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26 In section 202 (receivable documents), in subsection (4) (persons who...

Part 2 — AMENDMENTS TO OTHER ACTS

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27 (1) Section 22 of the Criminal Justice Act 1967 (c....
28 In section 1(1A) of the Bail (Amendment) Act 1993 (c....
29 (1) Section 10 of the Justice (Northern Ireland) Act 2004...
30 After section 10 of the Justice (Northern Ireland) Act 2004...

Credit against sentence for periods of remand in custody of persons extradited to UK

31 In section 243 of the Criminal Justice Act 2003 (c....
32 In section 101 of the Powers of Criminal Courts (Sentencing)......
33 ......... .......

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34 In section 4(2B) of the Bail Act 1976 (c. 63)...
35 In paragraph 81(4) of Schedule 9 to the Constitutional Reform...

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1 (1) Section 52 of the Prison Act 1952 (exercise of...

Criminal Damage Act 1971 (c. 48)
2 In section 10 of the Criminal Damage Act 1971 (interpretation),...

Superannuation Act 1972 (c. 11)
3 (1) In Schedule 1 to the Superannuation Act 1972 (employments...

Police Pensions Act 1976 (c. 35)
4 (1) In section 11 of the Police Pensions Act 1976...

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5 In subsection (1) of— (a) section 3A of the Bail...
Criminal Damage (Northern Ireland) Order 1977 (S.I. 1977/426 (N.I. 4))

6 In Article 12 of the Criminal Damage (Northern Ireland) Order...

Local Government (Miscellaneous Provisions) Act 1982 (c. 30)

7 In Schedule 3 to the Local Government (Miscellaneous Provisions) Act...

Aviation Security Act 1982 (c. 36)

8 (1) Part 3 of the Aviation Security Act 1982 (policing...

Police and Criminal Evidence Act 1984 (c. 60)

9 In section 37 of the Police and Criminal Evidence Act...
10 (1) Section 37B of that Act (consultation with the Director...
11 In section 64A of that Act (photographing of suspects etc)...

Housing Act 1985 (c. 68)

12 (1) Section 82A of the Housing Act 1985 (demotion because...
13 (1) Section 121A of that Act (order suspending right to...

Criminal Justice Act 1988 (c. 33)

14 In section 142 of the Criminal Justice Act 1988 (power...

Housing Act 1988 (c. 50)

15 Minor and consequential amendments

Local Government and Housing Act 1989 (c. 42)

16 In section 5 of the Local Government and Housing Act...

Computer Misuse Act 1990 (c. 18)

17 In section 2 of the Computer Misuse Act 1990 (unauthorised...
18 In the heading to section 4 of that Act (territorial...
19 (1) Section 5 of that Act (significant links with domestic...
20 In section 6 of that Act (territorial scope of inchoate...
21 In section 7 of that Act (territorial scope of inchoate...
22 In section 9 of that Act (British citizenship immaterial), in...
23 Section 11 of that Act (proceedings for offences under section...
24 Section 12 of that Act (conviction of an offence under...
25 (1) Section 13 of that Act (proceedings in Scotland) is...
26 Section 14 of that Act (search warrants for offences under...
27 (1) Section 16 of that Act (application to Northern Ireland)...
28 After that section there is inserted— Northern Ireland: search warrants...
29 (1) Section 17 of that Act (interpretation) is amended as...

Police Act 1996 (c. 16)

30 In section 91 of the Police Act 1996 (offence of...
Employment Rights Act 1996 (c. 18)
31 In section 50 of the Employment Rights Act 1996 (right...

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34 In section 94 of the Police Act 1997 (authorisations given...

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Crime and Disorder Act 1998 (c. 37)
36 In section 38(4) of the Crime and Disorder Act 1998...

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37 (1) The Youth Justice and Criminal Evidence Act 1999 is...

Local Government Act 2000 (c. 22)
38 (1) Section 21 of the Local Government Act 2000 (overview...

Regulation of Investigatory Powers Act 2000 (c. 23)
39 In section 34 of the Regulation of Investigatory Powers Act...

Police Reform Act 2002 (c. 30)
40 In section 9 of the Police Reform Act 2002 (the...
41 In section 40 of that Act (community safety accreditation schemes),...
42 In section 41 of that Act (accreditation under community safety,)
43 (1) Section 42 of that Act (supplementary provisions relating to...
44 (1) Section 46 of that Act (offences against designated and...
45 In section 47 of that Act (interpretation of Chapter 1),...
46 In section 105 of that Act (powers of Secretary of...

Railways and Transport Safety Act 2003 (c. 20)
47 In section 19 of the Railways and Transport Safety Act...
48 In section 28(1) of that Act (police powers for British...
49 In section 50 of that Act (policing objectives set by...
50 In section 52 of that Act (railways policing plan), for...
51 (1) Section 55 of that Act (three-year strategy plan) is...
52 (1) In Schedule 4 to that Act (British Transport Police...

Anti-social Behaviour Act 2003 (c. 38)
53 In the heading to section 25 of the Anti-social Behaviour...
54 (1) Section 26 of that Act (parenting orders in respect...
55 (1) Section 27 of that Act (parenting orders: supplemental) is...
56 (1) Section 28 of that Act (parenting orders: appeals) is...
57 In section 29(1) of that Act (interpretation of sections 25...

Criminal Justice Act 2003 (c. 44)

58 In section 25 of the Criminal Justice Act 2003 (code...

Energy Act 2004 (c. 20)

59 In paragraph 1 of Schedule 12 to the Energy Act...

Public Audit (Wales) Act 2004 (c. 23)

60 After section 67 of the Public Audit (Wales) Act 2004...

Constitutional Reform Act 2005 (c. 4)

61 In section 8(4) of the Constitutional Reform Act 2005 (appointment...

Serious Organised Crime and Police Act 2005 (c. 15)

62 After section 75 of the Serious Organised Crime and Police...

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Part 4 — MISCELLANEOUS
<table>
<thead>
<tr>
<th>Changes and effects yet to be applied to:</th>
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<tbody>
<tr>
<td>– Sch. 1 para. 89(4) omitted by 2017 c. 3 Sch. 5 para. 49 (This amendment not applied to legislation.gov.uk. Sch. 1 already omitted (7.10.2013) by virtue of Crime and Courts Act 2013 (c. 22), s. 61(2), Sch. 8 para. 170; S.I. 2013/1682, art. 3(v))</td>
</tr>
<tr>
<td>– Sch. 2 para. 19 repealed by 2008 c. 4 Sch. 28 Pt. 8</td>
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<tr>
<td>– Sch. 4 para. 3 repealed by 2014 c. 12 Sch. 11 para. 102</td>
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<tr>
<td>– Sch. 4 para. 10 repealed by 2014 c. 12 Sch. 11 para. 102</td>
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