



Policing and Crime Act 2009

2009 CHAPTER 26

PART 4

INJUNCTIONS: GANG-RELATED VIOLENCE [^{F1}AND DRUG-DEALING ACTIVITY]

Applications

39 Applications without notice

- (1) An application under section 37 may be made without the respondent being given notice.
- (2) In this Part, such an application is referred to as an application without notice.
- (3) Section 38(1) does not apply in relation to an application without notice.
- (4) If an application without notice is made the court must either—
 - (a) dismiss the application, or
 - (b) adjourn the proceedings.
- (5) If the court acts under subsection (4)(b), the applicant must comply with the consultation requirement before the date of the first full hearing.
- (6) In this section “full hearing” means a hearing of which notice has been given to the applicant and respondent in accordance with rules of court.

Commencement Information

II S. 39 in force at 31.1.2011 by [S.I. 2010/2988](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Policing and Crime Act 2009, Section 39.