



Police, Crime, Sentencing and Courts Act 2022

2022 CHAPTER 32

PART 6

CAUTIONS

Community cautions

108 Giving a community caution

- (1) An authorised person may give a community caution to a person aged 18 or over (“the offender”) in respect of an offence, other than an excluded offence, if the following requirements are met.
- (2) The requirements are that—
 - (a) an authorised person or a prosecution authority decides that—
 - (i) there is sufficient evidence to charge the offender with the offence, and
 - (ii) a community caution should be given to the offender in respect of the offence;
 - (b) the offender admits to having committed the offence;
 - (c) the offender consents to being given the caution;
 - (d) an authorised person—
 - (i) explains the effect of the caution to the offender, and
 - (ii) in particular, warns the offender of the effect of failure to comply with any of the conditions attached to the caution;
 - (e) the offender signs a document which contains—
 - (i) details of the offence,
 - (ii) the offender’s admission to having committed the offence,
 - (iii) the offender’s consent to being given the caution, and

Status: This is the original version (as it was originally enacted).

- (iv) the conditions attached to the caution.
- (3) A community caution may not be given in respect of an offence committed before the coming into force of this section.
- (4) The power to give a community caution under subsection (1) is also subject to regulations under section 117 (restrictions on multiple use of cautions).