



Criminal Justice Act 1991

1991 CHAPTER 53

PART IV

PROVISION OF SERVICES

Supplemental

90 Protection of prisoner custody officers.

- (1) Any person who assaults a prisoner custody officer
 - [^{F1}(a) acting in pursuance of prisoner escort arrangements;
 - (b) performing custodial duties at a contracted out prison; or
 - (c) performing contracted out functions at a directly managed prison,]shall be liable on summary conviction to fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding six months or to both.
- (2) Section 17(2) of the ^{M1}Firearms Act 1968 (additional penalty for possession of firearms when committing certain offences) shall apply to offences under subsection (1) above.
- (3) Any person who resists or wilfully obstructs a prisoner custody officer
 - [^{F1}(a) acting in pursuance of prisoner escort arrangements;
 - (b) performing custodial duties at a contracted out prison; or
 - (c) performing contracted out functions at a directly managed prison,]shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (4) For the purposes of this section, a prisoner custody officer shall not be regarded as acting in pursuance of prisoner escort arrangements at any time when he is not readily identifiable as such an officer (whether by means of a uniform or badge which he is wearing or otherwise).

Changes to legislation: Criminal Justice Act 1991, Section 90 is up to date with all changes known to be in force on or before 06 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

F1 Words in [s. 90\(1\)\(3\)](#) substituted (3.11.1994) by [1994 c. 33, s. 101\(5\)](#).

Commencement Information

I1 [S. 90](#) wholly in force at 31.10.1991 see [s. 102\(2\)\(3\)](#) and [S.I. 1991/2208, art. 2\(4\)](#) and Sch. 3

Marginal Citations

M1 [1968 c. 27](#).

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24(2)(ba) inserted by [2013 c. 22 s. 26\(7\)](#)
- s. 46(3)(aa) substituted for word by [2008 c. 4 s. 33\(7\)\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 33(2)(4)(7)(8) omitted (3.12.2012) by virtue of 2012 c. 10, s. 118(4)(a); S.I. 2012/2906, art. 2(d))
- s. 46ZA inserted by [2008 c. 4 s. 33\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 33(2)(4)(7)(8) omitted (3.12.2012) by virtue of 2012 c. 10, s. 118(4)(a); S.I. 2012/2906, art. 2(d))