



# Policing and Crime Act 2017

## 2017 CHAPTER 3

### PART 4

#### POLICE POWERS

### CHAPTER 1

#### PRE-CHARGE BAIL

##### *Release without bail or on bail*

#### **56 Release from further detention at police station**

- (1) In section 41(7) of the Police and Criminal Evidence Act 1984 (limits on period of detention without charge) for the words from “either” to the end substitute “—
  - (a) without bail unless the pre-conditions for bail are satisfied, or
  - (b) on bail if those pre-conditions are satisfied.”
- (2) Section 42 of the Police and Criminal Evidence Act 1984 (authorisation of continued detention) is amended as follows.
- (3) In subsection (10)—
  - (a) omit “, either on bail or without bail”, and
  - (b) for the words from “, unless” to the end substitute “—
    - (a) without bail unless the pre-conditions for bail are satisfied, or
    - (b) on bail if those pre-conditions are satisfied,(subject to subsection (10A))”.
- (4) After subsection (10) insert—

“(10A) Subsection (10) does not apply if—
  - (a) the person has been charged with an offence, or

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*Status: This is the original version (as it was originally enacted).*

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- (b) the person’s continued detention is authorised or otherwise permitted in accordance with section 43.”