



Police and Criminal Evidence Act 1984

1984 CHAPTER 60

PART III

ARREST

[^{F1}30A [^{F2}Release of a person arrested] elsewhere than at police station

- (1) A constable may release ^{F3}... a person who is arrested or taken into custody in the circumstances mentioned in section 30(1) [^{F4}—
- (a) without bail unless subsection (1A) applies, or
 - (b) on bail if subsection (1A) applies.]

[This subsection applies if—

- ^{F5}(1A) (a) the constable is satisfied that releasing the person on bail is necessary and proportionate in all the circumstances (having regard, in particular, to any conditions of bail which would be imposed), and
- (b) a police officer of the rank of inspector or above authorises the release on bail (having considered any representations made by the person).]

- (2) A person may be released ^{F6}... under subsection (1) at any time before he arrives at a police station.

- (3) A person released on bail under subsection (1) must be required to attend a police station.

[^{F7}(3A) Where a constable releases a person on bail under subsection (1)—

- (a) no recognizance for the person's surrender to custody shall be taken from the person,
- (b) no security for the person's surrender to custody shall be taken from the person or from anyone else on the person's behalf,
- (c) the person shall not be required to provide a surety or sureties for his surrender to custody, and
- (d) no requirement to reside in a bail hostel may be imposed as a condition of bail.

Status: Point in time view as at 04/07/2020. This version of this provision has been superseded.

Changes to legislation: Police and Criminal Evidence Act 1984, Section 30A is up to date with all changes known to be in force on or before 13 June 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)

- (3B) Subject to subsection (3A), where a constable releases a person on bail under subsection (1) the constable may impose, as conditions of the bail, such requirements as appear to the constable to be necessary—
- (a) to secure that the person surrenders to custody,
 - (b) to secure that the person does not commit an offence while on bail,
 - (c) to secure that the person does not interfere with witnesses or otherwise obstruct the course of justice, whether in relation to himself or any other person, or
 - (d) for the person's own protection or, if the person is [^{F8}under the age of 18], for the person's own welfare or in the person's own interests.
- (4) Where a person is released on bail under subsection (1), a requirement may be imposed on the person as a condition of bail only under the preceding provisions of this section.]
- (5) The police station which the person is required to attend may be any police station.]

Textual Amendments

- F1** Ss. 30A-30D inserted (20.1.2004) by [Criminal Justice Act 2003 \(c. 44\)](#), [ss. 4\(7\)](#), 336; S.I. 2004/81, [art. 2\(1\)\(2\)\(a\)](#)
- F2** Words in [s. 30A](#) heading substituted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 52\(2\)](#), 183(1)(5)(e); S.I. 2017/399, [reg. 2](#), [Sch. para. 12](#) (with [reg. 5](#))
- F3** Words in [s. 30A\(1\)](#) omitted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by virtue of [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 52\(3\)\(a\)](#), 183(1), (5)(e); S.I. 2017/399, [reg. 2](#), [Sch. para. 12](#) (with [reg. 5](#))
- F4** Words in [s. 30A\(1\)](#) inserted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 52\(3\)\(b\)](#), 183(1), (5)(e); S.I. 2017/399, [reg. 2](#), [Sch. para. 12](#) (with [reg. 5](#))
- F5** [S. 30A\(1A\)](#) inserted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 52\(4\)](#), 183(1)(5)(e); S.I. 2017/399, [reg. 2](#), [Sch. para. 12](#) (with [reg. 5](#))
- F6** Words in [s. 30A\(2\)](#) omitted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by virtue of [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 52\(5\)](#), 183(1)(5)(e); S.I. 2017/399, [reg. 2](#), [Sch. para. 12](#) (with [reg. 5](#))
- F7** [S. 30A\(3A\)-\(4\)](#) substituted (1.4.2007) for [s. 30A\(4\)](#) by [Police and Justice Act 2006 \(c. 48\)](#), [ss. 10](#), 53, [Sch. 6 para. 2](#); S.I. 2007/709, [art. 3\(i\)](#) (subject to [arts. 6](#), 7)
- F8** Words in [s. 30A\(3B\)\(d\)](#) substituted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 73\(2\)](#), 183(1)(5)(e); S.I. 2017/399, [reg. 2](#), [Sch. para. 22](#)

Modifications etc. (not altering text)

- C1** Ss. 30A-30D applied (with modifications) by [Criminal Justice Act 2003 \(c. 44\)](#), [s. 24B\(1\)-\(3\)](#) (as inserted (29.6.2007) by [Police and Justice Act 2006 \(c. 48\)](#), [ss. 18\(1\)](#), 53 (with [s. 18\(2\)](#)); S.I. 2007/1614, [art. 2\(e\)](#))

Status:

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Changes to legislation:

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