



# Police and Criminal Evidence Act 1984

## 1984 CHAPTER 60

### PART III

#### ARREST

#### 33 Execution of warrant not in possession of constable.

In section 125 of the <sup>M1</sup>Magistrates' Courts Act 1980—

- (a) in subsection (3), for the words “arrest a person charged with an offence” there shall be substituted the words “which this subsection applies”;
- (b) the following subsection shall be added after that subsection—

“(4) The warrants to which subsection (3) above applies are—

- (a) a warrant to arrest a person in connection with an offence;
- (b) without prejudice to paragraph (a) above, a warrant under section 186(3) of the <sup>M2</sup>Army Act 1955, section 186(3) of the <sup>M3</sup>Air Force Act 1955, section 105(3) of the <sup>M4</sup>Naval Discipline Act 1957 or Schedule 5 to the <sup>M5</sup>Reserve Forces Act 1980 (desertion etc.);
- (c) a warrant under—
  - (i) section 102 or 104 of the <sup>M6</sup>General Rate Act 1967 (insufficiency of distress);
  - (ii) section 18(4) of the <sup>M7</sup>Domestic Proceedings and Magistrates' Courts Act 1978 (protection of parties to marriage and children of family); and
  - (iii) section 55, 76, 93 or 97 above.”

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#### Marginal Citations

- M1** 1980 c. 43.  
**M2** 1955 c. 18  
**M3** 1955 c. 19  
**M4** 1957 c. 53

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*Status: Point in time view as at 01/02/2001. This version of this provision has been superseded.*

**Changes to legislation:** Police and Criminal Evidence Act 1984, Section 33 is up to date with all changes known to be in force on or before 12 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)

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<b>M5</b>	1980 c. 9
<b>M6</b>	1967 c. 9
<b>M7</b>	1978 c. 22

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