



Criminal Justice and Police Act 2001

2001 CHAPTER 16

PART 1

PROVISIONS FOR COMBATTING CRIME AND DISORDER

CHAPTER 1

ON THE SPOT PENALTIES FOR DISORDERLY BEHAVIOUR

Penalty notices and penalties

2 Penalty notices

(1) A constable who has reason to believe that a person aged [^{F1}18] or over has committed a penalty offence may give him a penalty notice in respect of the offence.

[^{F2}(1A) If the offence mentioned in subsection (1) is a relevant penalty offence, the constable may give the person a penalty notice with an education option.]

^{F3}(2)

^{F4}(3)

(4) In this Chapter [^{F5}—

“approved educational course” means an educational course run as part of an educational course scheme established by—

- (a) in the case of a notice given by a constable of the British Transport Police Force, the Chief Constable of that force, and
- (b) in any other case, the chief officer of police for the area in which the notice is given;

“educational course scheme” means a scheme established by a chief officer of police under section 2A;]

Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, Section 2. (See end of Document for details)

“penalty notice” means a notice offering the opportunity, by paying a penalty in accordance with this Chapter, to discharge any liability to be convicted of the offence to which the notice relates [^{F6};

“penalty notice with an education option” means a penalty notice that also offers the opportunity to discharge any liability to be convicted of the offence to which the notice relates by—

- (a) completing an approved educational course, and
- (b) paying the course fee;]

[^{F7}(4A) In this section, “relevant penalty offence” means a penalty offence in relation to which there is an approved educational course.

(4B) The Secretary of State may by regulations make provision about the revocation of penalty notices.]

- ^{F8}(5)
- ^{F9}(6)
- ^{F9}(7)
- ^{F9}(8)
- ^{F9}(9)

Textual Amendments

- F1** Word in s. 2(1) substituted (8.4.2013) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(2)**; S.I. 2013/453, art. 4(e)
- F2** S. 2(1A) inserted (8.4.2013) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(3)**; S.I. 2013/453, art. 4(e)
- F3** S. 2(2) omitted (8.4.2013) by virtue of Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(4)**; S.I. 2013/453, art. 4(e)
- F4** S. 2(3) omitted (8.4.2013) by virtue of Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(5)**; S.I. 2013/453, art. 4(e)
- F5** Words in s. 2(4) inserted (8.4.2013) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(6)(a)**; S.I. 2013/453, art. 4(e)
- F6** Words in s. 2(4) inserted (8.4.2013) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(6)(b)**; S.I. 2013/453, art. 4(e)
- F7** S. 2(4A)(4B) inserted (8.4.2013) by Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(7)**; S.I. 2013/453, art. 4(e)
- F8** S. 2(5) omitted (8.4.2013) by virtue of Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(8)**; S.I. 2013/453, art. 4(e)
- F9** S. 2(6)-(9) omitted (8.4.2013) by virtue of Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 23 para. 3(9)**; S.I. 2013/453, art. 4(e)

Changes to legislation:

There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, Section 2.