

*Status: Point in time view as at 01/01/2006. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Police Reform Act 2002, Paragraph 2A. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 4

#### POWERS EXERCISABLE BY POLICE CIVILIANS

##### **Modifications etc. (not altering text)**

- C1** Sch. 4 applied (with modifications) (1.7.2004) by [Railways and Transport Safety Act 2003 \(c. 20\)](#), [ss. 28\(1\)\(g\)\(2\)](#), 120 (with s. 72); S.I. 2004/1572, [art. 3\(k\)](#)

#### **PART 1**

##### COMMUNITY SUPPORT OFFICERS

###### *Powers to search individuals and to seize and retain items*

- [<sup>F1</sup>2A (1) Where a designation applies this paragraph to any person, that person shall (subject to sub-paragraph (3)) have the powers mentioned in sub-paragraph (2) in relation to a person upon whom he has imposed a requirement to wait under paragraph 2(3) or (3B) (whether or not that person makes an election under paragraph 2(4)).
- (2) Those powers are the same powers as a constable has under section 32 of the 1984 Act in relation to a person arrested at a place other than a police station—
- (a) to search the arrested person if the constable has reasonable grounds for believing that the arrested person may present a danger to himself or others; and to seize and retain anything he finds on exercising that power, if the constable has reasonable grounds for believing that the person being searched might use it to cause physical injury to himself or to any other person;
  - (b) to search the arrested person for anything which he might use to assist him to escape from lawful custody; and to seize and retain anything he finds on exercising that power (other than an item subject to legal privilege) if the constable has reasonable grounds for believing that the person being searched might use it to assist him to escape from lawful custody.
- (3) If in exercise of the power conferred by sub-paragraph (1) the person to whom this paragraph applies seizes and retains anything by virtue of sub-paragraph (2), he must—
- (a) tell the person from whom it was seized where inquiries about its recovery may be made; and
  - (b) comply with a constable's instructions about what to do with it.]

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#### **Textual Amendments**

- F1** Sch. 4 para. 2A inserted (1.1.2006) by [Serious Organised Crime and Police Act 2005 \(c. 15\)](#), ss. 122, 178, [Sch. 8 para. 4](#); S.I. 2005/3495, [art. 2\(1\)\(q\)\(r\)](#)

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