



Serious Crime Act 2007

2007 CHAPTER 27

PART 3

OTHER MEASURES TO PREVENT OR DISRUPT SERIOUS AND OTHER CRIME

CHAPTER 3

OTHER MEASURES

87 Incidents involving serious violence: powers to stop and search

(1) In section 60(1) of the Criminal Justice and Public Order Act 1994 (c. 33) (powers to authorise stop and search if reasonable belief that there may be incidents involving serious violence etc.), before the word “or” at the end of paragraph (a), insert—

“(aa) that—

- (i) an incident involving serious violence has taken place in England and Wales in his police area;
- (ii) a dangerous instrument or offensive weapon used in the incident is being carried in any locality in his police area by a person; and
- (iii) it is expedient to give an authorisation under this section to find the instrument or weapon;”.

(2) In section 60(9) of that Act (authorisation must be in writing), at the beginning, insert “Subject to subsection (9ZA),”.

(3) After section 60(9) of that Act insert—

“(9ZA) An authorisation under subsection (1)(aa) need not be given in writing where it is not practicable to do so but any oral authorisation must state the matters which would otherwise have to be specified under subsection (9) and must be recorded in writing as soon as it is practicable to do so.”

(4) In section 60(9A) of that Act (application to British Transport Police)—

Status: This is the original version (as it was originally enacted).

- (a) after “place” insert “in England and Wales”; and
 - (b) after “2003” insert “and as if the reference in subsection (1)(aa)(i) above to his police area were a reference to any place falling within section 31(1)(a) to (f) of the Act of 2003”.
- (5) In section 60(11) of that Act (definitions), in the definition of “offensive weapon”, after “1995” insert “; but in subsections (1)(aa), (4), (5) and (6) above and subsection (11A) below includes, in the case of an incident of the kind mentioned in subsection (1)(aa) (i) above, any article used in the incident to cause or threaten injury to any person or otherwise to intimidate”.
- (6) In the heading to section 60 of that Act after “of” insert “, or after,”.