
Changes to legislation: Criminal Justice and Immigration Act 2008, Paragraph 2 is up to date with all changes known to be in force on or before 29 July 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) [View outstanding changes](#)

SCHEDULES

SCHEDULE 21

NUISANCE OR DISTURBANCE ON HSS PREMISES

Power to remove person causing nuisance or disturbance

- 2 (1) If a constable reasonably suspects that a person is committing or has committed an offence under paragraph 1, the constable may remove the person from the HSS premises concerned.
- (2) If an authorised officer reasonably suspects that a person is committing or has committed an offence under paragraph 1, the authorised officer may—
- (a) remove the person from the HSS premises concerned, or
 - (b) authorise an HSS staff member to do so.
- (3) Any person removing another person from HSS premises under this paragraph may use reasonable force (if necessary).
- (4) An authorised officer cannot remove a person under this paragraph or authorise another person to do so if the authorised officer has reason to believe that—
- (a) the person to be removed requires medical advice, treatment or care for himself or herself, or
 - (b) the removal of the person would endanger the person's physical or mental health.
- (5) In this paragraph—
- “authorised officer” means any HSS staff member authorised by an HSS trust to exercise the powers conferred on an authorised officer by this paragraph, and
- “HSS premises”, “HSS staff member” and “HSS trust” have the same meaning as in paragraph 1.

Commencement Information

- I1** Sch. 21 para. 2(1)-(4) in force at 18.10.2010 by S.R. 2010/349, art. 2
- I2** Sch. 21 para. 2(5) in force at 22.6.2009 by S.R. 2009/243, art. 2(b)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 7 para. 5A and cross-heading inserted by [2008 c. 25 Sch. 1 para. 90\(3\)](#)