

## 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.