



Policing and Crime Act 2009

2009 CHAPTER 26

PART 4 **E+W**

INJUNCTIONS: GANG-RELATED VIOLENCE ^[F1]AND DRUG-DEALING ACTIVITY]

Power to grant injunctions

^[F1] 34 Injunctions to prevent gang-related violence and drug-dealing activity **E+W**

- (1) A court may grant an injunction under this section against a respondent aged 14 or over if the first and second conditions are met.
- (2) The first condition is that the court is satisfied on the balance of probabilities that the respondent has engaged in or has encouraged or assisted—
 - (a) gang-related violence, or
 - (b) gang-related drug-dealing activity.
- (3) The second condition is that the court thinks it is necessary to grant the injunction for either or both of the following purposes—
 - (a) to prevent the respondent from engaging in, or encouraging or assisting, gang-related violence or gang-related drug-dealing activity;
 - (b) to protect the respondent from gang-related violence or gang-related drug-dealing activity.
- (4) An injunction under this section may (for either or both of those purposes)—
 - (a) prohibit the respondent from doing anything described in the injunction;
 - (b) require the respondent to do anything described in the injunction.
- (5) For the purposes of this section, something is “gang-related” if it occurs in the course of, or is otherwise related to, the activities of a group that—
 - (a) consists of at least three people, and
 - (b) has one or more characteristics that enable its members to be identified by others as a group.

Changes to legislation: There are currently no known outstanding effects for the Policing and Crime Act 2009, Section 34. (See end of Document for details)

(6) In this section “ violence ” includes a threat of violence.

[^{F2}(7) In this Part “ drug-dealing activity ” means—

- (a) the unlawful production, supply, importation or exportation of a controlled drug, or
- (b) the unlawful production, supply, importation or exportation of a psychoactive substance.

(8) In subsection (7)—

- (a) in paragraph (a), “production”, “supply” and “controlled drug” have the meaning given by section 37(1) of the Misuse of Drugs Act 1971;
- (b) in paragraph (b), “production”, “supply” and “psychoactive substance” have the meaning given by section 59 of the Psychoactive Substances Act 2016.]]

Textual Amendments

- F1** S. 34 substituted (1.6.2015) by [Serious Crime Act 2015 \(c. 9\)](#) , **ss. 51** , 88(1) ; S.I. 2015/820 , reg. 3(n)
- F2** S. 34(7) (8) substituted for s. 34(7) (26.5.2016) by [Psychoactive Substances Act 2016 \(c. 2\)](#) , s. 63(2) , **Sch. 5 para. 10** ; S.I. 2016/553 , reg. 2

Commencement Information

- I1** S. 34 in force at 31.1.2011 by [S.I. 2010/2988](#) , **art. 2**

Changes to legislation:

There are currently no known outstanding effects for the Policing and Crime Act 2009, Section 34 .