

Powers designated to Police Community Support Officers

September 2006

Designated Powers	Legislation
Abandoned vehicles - power to remove	Paragraph 10 of Schedule 4 to the Police Reform Act 2002
Confiscation of alcohol - designated places	Paragraph 5 of Schedule 4 to the Police Reform Act 2002
Confiscation of alcohol - persons under 18	Paragraph 6 of Schedule 4 to the Police Reform Act 2002
Confiscation of tobacco - persons under 16	Paragraph 7 of Schedule 4 to the Police Reform Act 2002
Power to search for alcohol and tobacco	Paragraph 7A of Schedule 4 to the Police Reform Act 2002
Power to seize drugs and require name and address for possession of drugs	Paragraphs 7B and 7C of the Schedule 4 to the Police Reform Act 2002
Cordoned areas - Section 36 Terrorism Act 2000	Paragraph 14 of Schedule 4 to the Police Reform Act 2002
Stop and search in authorised areas - Terrorism Act 2000	Paragraph 15 of Schedule 4 to the Police Reform Act 2002
Power to Detain	Paragraphs 2(3) and 2(4) of Schedule 4 to the Police Reform Act 2002
Power to disperse groups and remove persons under 16 to their place of residence	Paragraph 4A of Schedule 4 to the Police Reform Act 2002
Entry to save life/limb	Paragraph 8 of Schedule 4 to the Police Reform Act 2002
Limited power to enter licensed premises	Paragraph 8A of Schedule 4 to the Police Reform Act 2002
Power to use reasonable force to prevent a detained person making off	Paragraph 4 of Schedule 4 to the Police Reform Act 2002
Power to require name & address	Paragraph 1(A) of Schedule 4 to the Police Reform Act 2002
Power to require name and address for anti-social behaviour	Paragraph 3 of Schedule 4 to the Police Reform Act 2002
Remove children in contravention of curfew notices to their place of residence	Paragraph 4B of Schedule 4 to the Police Reform Act 2002
Power to carry out road checks	Paragraph 13 of Schedule 4 to the Police Reform Act 2002
Seize vehicle used to cause alarm	Paragraph 9 of Schedule 4 to the Police Reform Act 2002
Stop vehicle for testing - Section 67 RTA 1988	Paragraph 11 of Schedule 4 to the Police Reform Act 2002
Stop pedal cycle - Section 163(2) RTA 1988	Paragraph 11A of Schedule 4 to the Police Reform Act 2002
Power to deal with begging	Paragraphs 3(4), 3(5), 3(6) and 3 (7) of Schedule 8 of SOCAP Act 2005
Power to enforce certain licensing offences	Paragraph 2(6A) of Schedule 4 to the Police Reform Act 2002
Power to search detained persons for dangerous items or items that could be used to assist escape	Paragraph 2A of Schedule 4 to the Police Reform Act 2002
Power to require name and address for road traffic offences	Paragraph 6 of Schedule 8 of SOCAP Act 2005
Power to use reasonable force to transfer control of detained persons	Paragraphs 2, 3, and 4 of Schedule 9 of SOCAP Act 2005
Power to direct traffic for purposes other than escorting abnormal loads	Paragraph 10 of Schedule 8 of SOCAP Act 2005
Power to place traffic signs	Paragraph 11 of Schedule 8 of SOCAP Act 2005

Powers to issue fixed penalty notices	
Power to issue fixed penalty notices for truancy	Paragraph 1(2)(aa) of Schedule 4 to the Police Reform Act 2002
Power to issue fixed penalty notices for cycling on a footpath	Power to issue fixed penalty notices for cycling on a footpath
Power to issue fixed penalty notices for dog fouling	Paragraph 1(2)(c) of Schedule 4 to the Police Reform Act 2002
Power to issue fixed penalty notices for graffiti and fly-posting	Paragraph 1(2)(ca) of Schedule 4 to the Police Reform Act 2002
Power to issue fixed penalty notices for littering	Paragraph 1(2)(d) of Schedule 4 to the Police Reform Act 2002
Power to issue Penalty Notices for Disorder under Chapter 1 Part 1 of the Criminal Justice and Police Act 2001	
Purchase of alcohol for a person under 18	s149(3) of the Licensing Act 2003
Wasting police time, giving false report	s5 of the Criminal Law Act 1967
Using public electronic communications network in order to cause annoyance, inconvenience or needless anxiety	s127(2) of the Communications Act 2003
Knowingly giving false alarm to a person acting on behalf of a fire and rescue authority	s49 of the Fire and Rescue Services Act 2004
Causing harassment, alarm or distress	s5 of the Public Order Act 1986
Throwing fireworks	s80 of the Explosives Act 1875
Drunk and disorderly behaviour	s91 of the Criminal Justice Act 1967
Trespassing on a railway	s55 of the British Transport Commission Act 1949
Throwing stones at a train	s56 of the British Transport Commission Act 1949
Drunk in the highway	s12 of the Licensing Act 1872
Drinking in a designated public area	s12(4) of the Criminal Justice and Police Act 2001

Explanatory Notes

Under Section 38 of the Police Reform Act 2002 the Chief Constable has authorised the designation of Police Community Support Officers (PCSO) with the above powers. In order for a PCSO to be so designated the Chief Officer must be satisfied that a person is suitable, capable and adequately trained to carry out the functions required of them.

A PCSO will only have such powers as designated whilst wearing their uniform and are required to produce upon request a 'designation card' when exercising any powers under the Act. This 'designation card' should list all the powers that the particular PCSO is designated to perform.

Powers to issue Fixed Penalty Notices in relation to dog fouling, graffiti/fly posting and litter are done in accordance with Local Authority procedures using Local Authority tickets. In an area where agreements between the Local Authority and the Police are not in place, PCSOs will not be able to issue tickets but could provide a witness statement to enable prosecution.

The issue of Penalty Notices for Disorder is done in accordance with force policy.