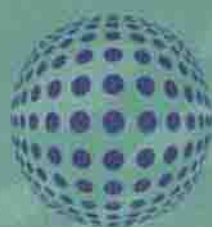


BLACKSTONE'S

POLICE OPERATIONAL HANDBOOK

2015 LAW



PNLD

Police National Legal Database

Editor: Ian Bridges, *Police National Legal Database*

Consultant Editor: Fraser Sampson, *Office of
Police and Crime Commissioner, West Yorkshire*

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Blackstone's

Police Operational Handbook

Preface

This is the ninth edition of the *Blackstone's Police Operational Handbook*, which has been specifically designed to meet the needs of the operational police officer, police community support officer, special constable, or other practitioner who has to interpret and apply the criminal law within our community.

Due to the phenomenal success of previous editions and the positive comments that we have received it is apparent that the format and contents of the handbook are meeting the needs of our readers and proving to be an invaluable addition to the police officer's 'tool kit'.

Formulated and written by staff from the Police National Legal Database (PNLD) <<http://www.pnld.co.uk>>, the book covers a wide range of offences, and clearly explains and interprets the relevant legislation. It follows the style of the database by providing the wording of the offences, points to prove, meanings, explanatory notes, relevant cases, and practical considerations. In order to assist the officer further, the law/guidance notes are all presented in a 'bullet point', easy-to-understand format; thus at a glance, a quick and informed decision can be made in a host of everyday policing situations.

Although every effort has been made to include as many 'commonly dealt with offences' as possible, the size of the handbook dictates how many offences can be included. However, the number and variety of offences given within the areas of crime, assaults, drugs, sexual offences, public disorder, football, firearms, road traffic, licensing, and PACE powers and procedures, together with the guidance chapters and useful appendices, should be more than sufficient to cover most eventualities.

The handbook is fully up to date as of 1 May 2014 and includes quite a few changes that have been made to the criminal law from: the Anti-social Behaviour, Crime and Policing Act 2014, which has amended the law on: dangerous dogs to now include an assistance dog and can be committed in any place; distributing prohibited weapons or ammunition; making forced marriage an offence and an offence to breach a forced marriage protection order; PCSOs to have additional powers; powers to seize invalid passports; allowing shoplifting (not exceeding £200) to be a summary offence; the Crime and Courts Act 2013 and Legal Aid, Sentencing and Punishment of

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Offenders Act 2012, has added the common law defence of property to the degree of force used in self-defence, and removed the word 'insulting' from s 5 of the Public Order Act 1986; the Scrap Metal Dealers Act 2013 provides a new framework for control of scrap yard transactions, including making it an offence to pay cash for scrap metal in order to curb cable/scrap metal theft from the utilities; the HGV Road User Levy Act 2013 makes it an offence if the duty of excise for a UK or non-UK HGV is not paid; the Finance Act 2013 amends the period of grace for not displaying an excise licence; other legislative changes to fireworks offences; adding s 3 (due care) and HGV Levy to the TFPN list; replacing SOCA with NCA; merging DSA/VOSA to create the Driver and Vehicle Standards Agency (DVSA); together with changes to PACE Codes; case updates and new HO/MOJ Circulars guidance.

A new section on football and sporting events offences and football banning orders, which includes the Sporting Events (Control of Alcohol) Act 1985; the Football (Offences) Act 1991; and the Football Spectators Act 1989, has also been added to the handbook.

Officers are required to know what offences are indictable or either way for their search or arrest powers—the mode of trial icons (within each offence) provided in the book give this important information.

Whilst every care has been taken to ensure that the contents of this handbook are accurate, neither the publisher nor the authors can accept any responsibility for any action taken, or not taken, on the basis of the information contained within this handbook.

Please email <police.uk@oup.com> with any comments or queries.

Ian Bridges

Editor

May 2014

Acknowledgements

The Police National Legal Database (PNLD) (<<http://www.pnld.co.uk>>) is a (not-for-profit) commercial business wholly owned by the West Yorkshire Police and Crime Commissioner, which is subscribed to and well known by all police forces in England and Wales, the Crown Prosecution Service, and other recognised organisations from within the criminal justice system.

The handbook, which is a natural development from our premier electronic database, would not have been created without the foresight and determination of Heather Croft (former Business Director), the hard work of Ian Bridges (Legal Adviser), and the support and guidance from staff at the Oxford University Press and Fraser Sampson (Consultant Editor).

Thanks are also extended to the PNLD legal advisers who have contributed to the production of the *Blackstone's Police Operational Handbook*.

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