



Police and Criminal Evidence Act 1984

1984 CHAPTER 60

PART XI

MISCELLANEOUS AND SUPPLEMENTARY

116 Meaning of " serious arrestable offence "

- (1) This section has effect for determining whether an offence is a serious arrestable offence for the purposes of this Act.
- (2) The following arrestable offences are always serious—
 - (a) an offence (whether at common law or under any enactment) specified in Part I of Schedule 5 to this Act; and
 - (b) an offence under an enactment specified in Part II of that Schedule.
- (3) Subject to subsections (4) and (5) below, any other arrestable offence is serious only if its commission—
 - (a) has led to any of the consequences specified in subsection (6) below; or
 - (b) is intended or is likely to lead to any of those consequences.
- (4) An arrestable offence which consists of making a threat is serious if carrying out the threat would be likely to lead to any of the consequences specified in subsection (6) below.
- (5) An offence under section 1, 9 or 10 of the Prevention of Terrorism (Temporary Provisions) Act 1984 is always a serious arrestable offence for the purposes of section 56 or 58 above, and an attempt or conspiracy to commit any such offence is also always a serious arrestable offence for those purposes.
- (6) The consequences mentioned in subsections (3) and (4) above are
 - (a) serious harm to the security of the State or to public order;
 - (b) serious interference with the administration of justice or with the investigation of offences or of a particular offence;
 - (c) the death of any person ;

Status: This is the original version (as it was originally enacted).

- (d) serious injury to any person;
 - (e) substantial financial gain to any person ; and
 - (f) serious financial loss to any person.
- (7) Loss is serious for the purposes of this section if, having regard to all the circumstances, it is serious for the person who suffers it.
- (8) In this section " injury " includes any disease and any impairment of a person's physical or mental condition.