



Energy Act 2004

2004 CHAPTER 20

PART 1

THE CIVIL NUCLEAR INDUSTRY

CHAPTER 3

CIVIL NUCLEAR CONSTABULARY

Supplementary provisions of Chapter 3 of Part 1

68 Application of offences etc. applying to constables

- (1) The references in section 89(1) and (2) of the Police Act 1996 ^{F1}... (assaults on constables) to a constable in the execution of his duty shall have effect as if they included references to a member of the Constabulary who—
 - (a) is exercising any of the powers or privileges conferred on him by section 56; or
 - (b) is otherwise performing his duties under the direction and control of the chief constable or as an employee of the Police Authority.
- (2) Section 90 of the Police Act 1996 (impersonation of member of a police force) shall have effect as if the references to a member of a police force included references to a member of the Constabulary.
- (3) In section 91 of the Police Act 1996 (causing disaffection), for subsection (2) substitute—
 - “(2) This section applies in the case of—
 - (a) special constables appointed for a police area,
 - (b) members of the Civil Nuclear Constabulary, and
 - (c) members of the British Transport Police Force,as it applies in the case of members of a police force.”

Changes to legislation: Energy Act 2004, Section 68 is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

F2(4)

F2(5)

F2(6)

(7) In any enactment—

- (a) references to a person’s being in the custody of a constable, or to his being detained in the charge of a constable, include references to his being detained by a member of the Constabulary in the exercise of any of the powers or privileges conferred on him by section 56; and
- (b) references to a person’s accompanying a constable include references to his accompanying a member of the Constabulary.

Textual Amendments

- F1** Words in s. 68(1) omitted (1.4.2013) by virtue of [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 44(6)**
(a)
- F2** S. 68(4)(5)(6) omitted (1.4.2013) by virtue of [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), art. 1(2), **Sch. 2 para. 44(6)**
(b)

Commencement Information

- I1** S. 68 in force at 1.4.2005 by [S.I. 2005/877](#), art. 2(1), **Sch. 1**

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 137(3)(c)-(e) inserted by [2011 c. 16 s. 117\(b\)](#)
- s. 173(2C) inserted by [2023 c. 52 Sch. 14 para. 10](#)
- Sch. 22 para. 4(1A) inserted by [2023 c. 52 Sch. 14 para. 11\(2\)\(b\)](#)