



Policing and Crime Act 2017

2017 CHAPTER 3

PART 4

POLICE POWERS

CHAPTER 1

PRE-CHARGE BAIL

Release without bail or on bail

56 Release from further detention at police station

- (1) In section 41(7) of the Police and Criminal Evidence Act 1984 (limits on period of detention without charge) for the words from “either” to the end substitute “—
 - (a) without bail unless the pre-conditions for bail are satisfied, or
 - (b) on bail if those pre-conditions are satisfied.”
- (2) Section 42 of the Police and Criminal Evidence Act 1984 (authorisation of continued detention) is amended as follows.
- (3) In subsection (10)—
 - (a) omit “, either on bail or without bail”, and
 - (b) for the words from “, unless” to the end substitute “—
 - (a) without bail unless the pre-conditions for bail are satisfied, or
 - (b) on bail if those pre-conditions are satisfied,(subject to subsection (10A))”.
- (4) After subsection (10) insert—

“(10A) Subsection (10) does not apply if—
 - (a) the person has been charged with an offence, or

Changes to legislation: Policing and Crime Act 2017, Section 56 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](#)

- (b) the person's continued detention is authorised or otherwise permitted in accordance with section 43.”

Commencement Information

II S. 56 in force for specified purposes at Royal Assent, see s. 183

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.I. 2017/1139, reg. 2 by [S.I. 2017/1162 reg. 2](#)