



Policing and Crime Act 2017

2017 CHAPTER 3

PART 4

POLICE POWERS

CHAPTER 5

MARITIME ENFORCEMENT: ENGLISH AND WELSH OFFENCES

Application of maritime enforcement powers: general

84 Application of maritime enforcement powers: general

- (1) A law enforcement officer may, for the purpose of preventing, detecting, investigating or prosecuting an offence under the law of England and Wales, exercise any of the maritime enforcement powers in relation to—
 - (a) a United Kingdom ship in England and Wales waters, foreign waters or international waters,
 - (b) a ship without nationality in England and Wales waters or international waters,
 - (c) a foreign ship in England and Wales waters or international waters, or
 - (d) a ship, registered under the law of a relevant territory, in England and Wales waters or international waters.
- (2) In this Chapter, “the maritime enforcement powers” are the powers set out in—
 - (a) section 88 (power to stop, board, divert and detain);
 - (b) section 89 (power to search and obtain information);
 - (c) section 90 (power of arrest and seizure).
- (3) The following persons are “law enforcement officers” for the purpose of this Chapter—
 - (a) a constable who is a member of a police force in England and Wales,
 - (b) a special constable appointed under section 27 of the Police Act 1996,

Status: This is the original version (as it was originally enacted).

- (c) a constable who is a member of the British Transport Police Force,
 - (d) a port constable, within the meaning of section 7 of the Marine Navigation Act 2013, or a person appointed to act as a constable under provision made by virtue of section 16 of the Harbours Act 1964,
 - (e) a designated customs official within the meaning of Part 1 of the Borders, Citizenship and Immigration Act 2009 (see section 14(6) of that Act),
 - (f) a designated NCA officer who is authorised by the Director General of the National Crime Agency (whether generally or specifically) to exercise the powers of a law enforcement officer under this Chapter, or
 - (g) a person of a description specified in regulations made by the Secretary of State.
- (4) Regulations under subsection (3)(g) are to be made by statutory instrument.
- (5) A statutory instrument containing regulations under subsection (3)(g) is subject to annulment in pursuance of a resolution of either House of Parliament.
- (6) This section is subject to section 85 (which makes provision about when the authority of the Secretary of State is required before the maritime enforcement powers are exercised in reliance on this section).