

Anti-social Behaviour Injunction Power of Arrest

Claimant

Phone number:

(here set out the provisions of the injunction to which the power of arrest relates)

Power of arrest

And the judge finding:

Delete as
required

- (a) that the condition(s) in section 153A of the Housing Act 1996 [is] [are] satisfied; or
- (b) that the condition in section 153B(1) of the Housing Act 1996 is satisfied; or
- (c) that the conditions in section 153D(1) of the Housing Act 1996 are satisfied; or
- (d) that the conditions in section 91(2) of the Anti-social Behaviour Act 2003 are satisfied; or
- (e) that the conditions in section 27(2) of the Police and Justice Act 2006 are satisfied.

[And, in proceedings under Section 222 of the Local Government Act 1972, the local authority having applied to the court]

And the court being satisfied that:

* delete as
appropriate

- (a) the conduct consists of or includes the use or threatened use of violence; [and] [or]
- (b) there is a significant risk of harm to a person mentioned in [section 153A(3) of the Housing Act 1996] [section 153A(4) Housing Act 1996] [section 153D(2) of the Housing Act 1996] [section 91(2) of the Anti-social Behaviour Act 2003] [section 27 of the Police and Justice Act 2006]*

Note: The reference to section 153A(3) Housing Act 1996 applies to applications made that are subject to section 153A Housing Act 1996 introduced by section 26 of the Police and Justice Act 2006. The reference to section 153A(4) Housing Act 1996 applies to applications made that are subject to section 153A Housing Act 1996 as unamended by section 26 of the Police and Justice Act 2006.

A power of arrest is attached to this injunction whereby any constable may [under the power given in section 155 of the Housing Act 1996] [under the power given in section 27 of the Police and Justice Act 2006]*, arrest the [respondent] [defendant] if the constable has reasonable cause for suspecting the [respondent] [defendant] is in breach of this injunction.

This power of arrest was ordered on 20 and expires on the day of 20

Note to Arresting Officer

Where the defendant is arrested under the power given by section 155 of the Housing Act 1996, or section 27 of the Police and Justice Act 2006:-

- the defendant shall be brought before the judge within the period of 24 hours beginning at the time of his arrest;
- a constable shall inform the person on whose application the injunction was granted, forthwith where the defendant is arrested under the power given by section 155 of the Housing Act 1996 or as soon as reasonably practicable where the defendant is arrested under the power given by section 27 of the Police and Justice Act 2006.

Nothing in section 155 of the Housing Act 1996 or section 27 of the Police and Justice Act 2006 shall authorise the detention of the respondent after the expiry of the period of 24 hours beginning at the time of his arrest.

In calculating any period of 24 hours, no account shall be taken of Christmas Day, Good Friday or any Sunday.

Defendant

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The court office at

is open between 10am and 4pm. When corresponding with the court, please address forms or letters to the Court Manager and quote the claim number.

N110A Power of arrest attached to injunction (04.07)