

**LAW DRAFTING INSTRUCTIONS  
AMENDMENTS TO THE POLICE PROCEDURES AND  
CRIMINAL EVIDENCE (CODES OF PRACTICE) (JERSEY) ORDER 2004**

**Introduction**

The Law Draftsman is instructed on behalf of the Minister for Home Affairs to prepare an amendment to the Police Procedures and Criminal Evidence (Codes of Practice) (Jersey) Order 2004 (“the Codes of Practice”) issued pursuant to Article 61 and 62 of the Police Procedures and Criminal Evidence (Jersey) Law 2003.

**Amendments Sought**

The amendments sought to the Codes of Practice are as follows:

**Code C**

**Meaning of Terms – Police Station**

In February 2017 the States of Jersey Police Station will occupy a new Police Headquarters and Police Station in La Route du Fort, St Helier, Jersey.

References to the Rouge Bouillon Police Station, Summerland, Police Headquarters Building and the Western Sub-Station need to be removed and the new La Route du Fort Station added.

**Designated Police Station**

From February 2017, the new La Route du Fort Police Station will be the only designated police station in Jersey.

**Transitional Arrangements**

It is intended that the States of Jersey will occupy the new premises at the earliest opportunity after contractual completion of the build. A phased move will be conducted over a period 2-3 weeks before the building becomes completely operational.

Occupation and operational use of the custody suite will be relatively easy to achieve and can be brought into effect on a given day when a former custody suite at Rouge Bouillon will be de-designated and de-commissioned.

CODE C<sup>5</sup>

A CODE OF PRACTICE FOR THE DETENTION, TREATMENT AND  
QUESTIONING OF PERSONS BY POLICE OFFICERS

Meaning of Terms

*Police Detention*

A person is in police detention for the purposes of the Code if he or she –

- (a) has been arrested and taken to a police station; or
- (b) has voluntarily attended at a police station and whilst there is arrested,

**Note** – A person arrested for an offence is in police detention from the time the person arrives at the police station, or if arrested at the police station from the time of the person's arrest, i.e. the time spent at the police station prior to arrest is not police detention.

*police station*

References to a police station other than Rouge Bouillon police station will include –

Summerland

Police Headquarters Building

Town police station

Western Sub-Station

Offices used by Police officers at the Airport

Offices used by Police officers at St. Helier Harbour

Offices used by Police officers at Gorey Harbour

Any other premises temporarily used by Police officers and approved by the Chief Officer for that purpose.

*Designated police station*

Rouge Bouillon police station is the only designated police station in Jersey.

**Note** – Code C permits arrested persons to be taken to police stations other than the designated one providing certain specific conditions apply.

1 General

1.1. All persons in custody must be dealt with expeditiously, and released as soon as the need for detention has ceased to apply. (*See Note 1A*)

1.1A A custody officer is required to perform the functions specified in this Code as soon as is practicable. A custody officer shall not be in breach of