



Anti-social Behaviour, Crime and Policing Act 2014

2014 CHAPTER 12

PART 1

INJUNCTIONS

Applications for injunctions

5 Applications for injunctions

- (1) An injunction under section 1 may be granted only on the application of—
- (a) a local authority,
 - (b) a housing provider,
 - (c) the chief officer of police for a police area,
 - (d) the chief constable of the British Transport Police Force,
 - (e) Transport for London,
 - (f) the Environment Agency,
 - (g) the Natural Resources Body for Wales,
 - (h) the Secretary of State exercising security management functions, or a Special Health Authority exercising security management functions on the direction of the Secretary of State, or
 - (i) the Welsh Ministers exercising security management functions, or a person or body exercising security management functions on the direction of the Welsh Ministers or under arrangements made between the Welsh Ministers and that person or body.
- (2) In subsection (1) “security management functions” means—
- (a) the Secretary of State’s security management functions within the meaning given by section 195(3) of the National Health Service Act 2006;
 - (b) the functions of the Welsh Ministers corresponding to those functions.

- (3) A housing provider may make an application only if the application concerns anti-social behaviour that directly or indirectly relates to or affects its housing management functions.
- (4) For the purposes of subsection (3) the housing management functions of a housing provider include—
 - (a) functions conferred by or under an enactment;
 - (b) the powers and duties of the housing provider as the holder of an estate or interest in housing accommodation.
- (5) The Secretary of State may by order—
 - (a) amend this section;
 - (b) amend section 20 in relation to expressions used in this section.

6 Applications without notice

- (1) An application for an injunction under section 1 may be made without notice being given to the respondent.
- (2) If an application is made without notice the court must either—
 - (a) adjourn the proceedings and grant an interim injunction (see section 7), or
 - (b) adjourn the proceedings without granting an interim injunction, or
 - (c) dismiss the application.