

## SCHEDULE 3

### PART I

#### POWERS OF OFFICERS

##### **Power to assist French authorities**

**1.—(1) Where—**

- (a) an officer belonging to the French Republic has in a control zone in the United Kingdom arrested or detained a person as permitted by Article 10(1) of the international articles, and
- (b) such an officer so requests,

a constable or an officer commissioned by the Commissioners of Customs and Excise under section 6(3) of the Customs and Excise Management Act 1979<sup>(1)</sup> (in this Schedule referred to as a “customs officer”) may make arrangements for the person to be taken into temporary custody.

**(2) A person taken into temporary custody under sub-paragraph (1)—**

- (a) shall be treated for all purposes as being in lawful custody, and
- (b) may be taken to a police station or such other place as may be appropriate in the circumstances, and shall in that case be treated as being a person in whose case sections 36(7) and (8), 54 to 56 and 58 of the Police and Criminal Evidence Act 1984<sup>(2)</sup> (in this Schedule referred to as “the 1984 Act”), and in the case of a child or young person section 34(2) to (7), (8) and (9) of the Children and Young Persons Act 1933<sup>(3)</sup>, apply, and
- (c) must be returned, before the end of the period for which he could in the circumstances be detained in the United Kingdom under Article 10 of the international articles, to a place where detention under that Article could be resumed.

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<sup>(1)</sup> 1979 c. 2.

<sup>(2)</sup> 1984 c. 60, applied to Customs and Excise with modifications by S.I. 1985/1800, 1987/439.

<sup>(3)</sup> 1933 c. 12; section 34(2) to (7) and (8) to (11) were substituted by the Police and Criminal Evidence Act 1984, section 57; section 34(7) and (8) were amended, and section 34(7A) inserted, by the Children Act 1989 (c. 41), section 108(5) and (7), Schedule 13 paragraph 6, and Schedule 15.