



**BERMUDA  
1921 : 10**

**POLICE PROSECUTIONS ACT 1921**

ARRANGEMENT OF SECTIONS

- |   |  |   |  |
|---|--|---|--|
| 1 | Police officer may conduct prosecution | 2 | Scope of entitlement of police officer |
|   |  | 3 | Legal assistance to Police             |

[23 February 1921]

[*preamble and words of enactment omitted*]

**Police officer may conduct prosecution**

- 1 (1) Upon—
- (a) the hearing before a Justice of the Peace of a charge for any indictable offence which the Police have instituted; or
  - (b) the hearing before a court of summary jurisdiction authorized to hear and determine the same of a charge for an offence triable before such court similarly instituted; or
  - (c) upon the application of any informant or complainant, the Commissioner of Police may himself or by any member of the Bermuda Police Service detailed by him, conduct the prosecution:

(2) Subsection (1) shall not apply where the informant or complainant is represented by counsel on such prosecution.

[*Section 1 amended by 1997 : 37 effective 6 May 1999*]

## **POLICE PROSECUTIONS ACT 1921**

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### **Scope of entitlement of police officer**

2 The Commissioner of Police or any police officer so detailed shall while engaged in conducting such prosecution be entitled—

- (a) to apply for process against any person whom he suspects of being guilty of any offence, whether triable on indictment or by a court of summary jurisdiction;
- (b) to apply for a summons to any person whom he believes to be able to give evidence in any cause or matter whether triable on indictment or by a court of summary jurisdiction;
- (c) to call, examine and re-examine witnesses for the prosecution and to cross-examine witnesses for the defence; and
- (d) to sum up the evidence.

### **Legal assistance to Police**

3 Legal assistance shall be afforded to the Commissioner of Police in prosecutions at the public expense, wherever such assistance is considered necessary in the public interest by the Director of Public Prosecutions.

*[Section 3 amended by 1999:8 s.2 & Sch 1 effective 1 April 1999]*

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*[Amended by:*

1948 : 25  
1949 : 26  
1951 : 87  
1997 : 37  
1999 : 8]