

PROTECTION OF FREEDOMS BILL 2011

ARREST ¹ SPECULATIVE SEARCH

Qualifying Offence ³ Adult / U18

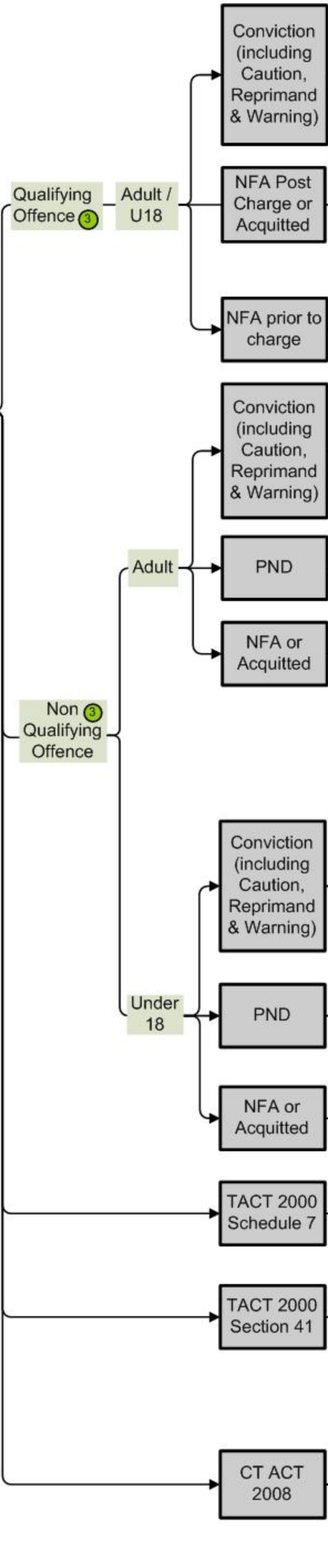
Non Qualifying Offence ³

Adult

Under 18

RETENTION PERIOD ²

First Consideration	Extension
Indefinite	
3 Years	2 Years None
3 Years	2 Years None
None	
Indefinite	
2 Years	
None	
5 Years + Custodial Sentence	
Indefinite	
5 Years	
Indefinite	
2 Years	
None	
6 Months After Detention	2 Years (Renewable) None
3 Years After Detention	2 Years (Renewable) None
Retain for 3 years	2 Years (Renewable) None
None	2 Years (Renewable) None



KEY

NFA: No Further Action

PND: Penalty Notice for Disorder

NSD: National Security Determination

TACT: Terrorism Act

NOTES

¹ If arrest involves multiple offences then each offence is considered separately and the longest retention period taken.

² At the end of all fixed retention periods for non Terrorist Act offences a National Security Determination (NSD) can be made for retention for 2 further years renewable.

³ For all persons where the investigation is not concluded i.e. no decision is taken to charge through failing to report to bail, absconding retention will continue until the investigation is concluded.