

Caution and Summary of Part 9 Law Enforcement (Powers & Responsibilities) Act 2002 in plain English

Some things the police will do for you if you are arrested and taken to the police station.

The police have arrested you. That means that you must go with them to the police station.

They can keep you there for a while. They need to find out whether you have committed a crime. They cannot keep you for more than 4 hours. If they want to keep you at the police station for longer they must get a **warrant**. You need to talk to a lawyer about this.

When you are at the police station you do not need to say or do anything. If you do say something to the police they will show everything you say to the magistrate or judge at court.

If English is not the language you usually speak and you cannot understand what the police are saying they can get you an **interpreter**.

If you are under arrest for breaking driving laws, you must tell the police your name and you must take a breath analysis test if they ask you to.

The police will help you to find a **lawyer**. A lawyer is someone who can help you understand the law and stand up for your rights. You can talk to a lawyer over the phone or they can come to where you are.

The police will help you to contact a **friend or family member**. You can tell the person where you are. You can ask them to come to where you are.

If you are not an Australian citizen, the police will help you contact a person in an office to tell them where you are. You can ask them to come to where you are.

If you are under 18 years old or you have a disability the police will help you get a **support person** if you ask them. You need to ask the police to help you find a support person.

If you are Aboriginal or Torres Strait Islander or you are from a family who do not speak English, you can have a **support person** with you while you are at the police station.

The police cannot ask you to say or do anything while you are waiting for support to come to where you are.

The police only have to wait 2 hours for your support to come to where you are. If they think it is unsafe to wait for 2 hours they do not have to wait.

The police will let you speak to your support person if they come to the police station. They will let you speak to them in private if it is safe.

The police will write down what happens with you while you are at the police station. The police let you take this when you go home or go to court.

If the rules change the police will explain this to you.