



# PATROL GUIDE

Section: Arrests		Procedure No: 208-01	
<b>LAW OF ARREST</b>			
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## PURPOSE

To specify the conditions under which a uniformed member of the service may make an arrest.

## PROCEDURE

Arrest with warrant:

1. When the warrant is addressed to a uniformed member of the service or to the Department of which he is a member, and,
  - a. Warrant issued by:
    - (1) New York City Criminal Court, or
    - (2) District court, or
    - (3) Superior court judge sitting on lower criminal court.

Arrest at anytime, and anywhere within the State, or

- b. Warrant issued by:
  - (1) City court, or
  - (2) Town court, or
  - (3) Village court.

Arrest at anytime within the county of court of issuance, or within adjoining county.

2. When delegated by a police officer to whom warrant is addressed and:
  - a. Warrant may be legally executed as indicated above, and within arresting officer's territorial jurisdiction, or
  - b. The defendant is in a county other than one in which warrant is returnable.
3. Arrest without a warrant:
  - a. For an offense when reasonable cause to believe offense committed in his presence, or
  - b. For a crime (within presence or not) and reasonable cause exists that arrested person committed the crime.
  - c. For a petty offense in his presence (violations and traffic infractions) and:
    - (1) It is believed to have been committed within arresting officer's geographical area of employment, and
    - (2) The arrest is made in the county of occurrence or an adjoining county.

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**ADDITIONAL  
DATA**

*In close pursuit cases relating to petty offenses or traffic infractions, a police officer may pursue to any part of the State and make an arrest or issue a summons, if authorized by law to do so in his own geographical area of employment.*

*In close pursuit cases relating to crimes, police officer may pursue outside State to effect the arrest.*

**RELATED  
PROCEDURE**

*Arrest On A Warrant (P.G. 208-42)*