

Status: This version of this provision is prospective.

Changes to legislation: Public Health (Wales) Act 2017, Section 85 is up to date with all changes known to be in force on or before 06 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes



Public Health (Wales) Act 2017

2017 anaw 2

PART 4

SPECIAL PROCEDURES

Enforcement

PROSPECTIVE

85 Warrant to enter dwelling

- (1) A justice of the peace may exercise the power in subsection (3) if satisfied on sworn information in writing that, for the purpose of the exercise of a local authority's functions under or by virtue of this Part, it is necessary to enter premises that—
 - (a) are used wholly or mainly as a dwelling, but
 - (b) are within subsection (2).
- (2) Premises are within this subsection if there is reason to believe that—
 - (a) a special procedure has been, is being, or is likely to be performed at the premises, or
 - (b) material or equipment intended for use in, or in connection with, the performance of a special procedure is stored or prepared at the premises.
- (3) The justice may issue a warrant authorising an authorised officer of the authority to enter the premises, if need be by force.
- (4) The warrant continues in force until the end of the period of 28 days beginning with the date on which it was issued.
- (5) This section applies to a vehicle as if it were premises.

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.I. 2017/949, art. 3 by [S.I. 2017/967 art. 2](#)