

*Status: Point in time view as at 06/04/2010.*

*Changes to legislation: Data Protection Act 1998, Cross Heading: Execution of warrants is up to date with all changes known to be in force on or before 07 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)*

## SCHEDULES

### SCHEDULE 9

#### POWERS OF ENTRY AND INSPECTION

##### Modifications etc. (not altering text)

- C1 Sch. 9 applied (with modifications) (1.3.2000) by S.I. 1999/2093, reg. 34, Sch. 3 para. 5(3)
- C1 Sch. 9 extended (with modifications) (11.12.2003) by The Privacy and Electronic Communications (EC Directive) Regulations 2003 (S.I. 2003/2426), reg. 31, Sch. 1 (with regs. 4, 15(3), 28, 29)

##### *Execution of warrants*

- 4 A person executing a warrant issued under this Schedule may use such reasonable force as may be necessary.
- 5 A warrant issued under this Schedule shall be executed at a reasonable hour unless it appears to the person executing it that there are grounds for suspecting that the [F<sup>1</sup>object of the warrant would be defeated] if it were so executed.

##### Textual Amendments

- F1 Words in Sch. 9 para. 5 substituted (6.4.2010) by Coroners and Justice Act 2009 (c. 25), ss. 175, 182, Sch. 20 para. 14(5) (with s. 180); S.I. 2010/816, art. 2, Sch. para. 19

- 6 If the person who occupies the premises in respect of which a warrant is issued under this Schedule is present when the warrant is executed, he shall be shown the warrant and supplied with a copy of it; and if that person is not present a copy of the warrant shall be left in a prominent place on the premises.
- 7 (1) A person seizing anything in pursuance of a warrant under this Schedule shall give a receipt for it if asked to do so.
- (2) Anything so seized may be retained for so long as is necessary in all the circumstances but the person in occupation of the premises in question shall be given a copy of anything that is seized if he so requests and the person executing the warrant considers that it can be done without undue delay.

##### Modifications etc. (not altering text)

- C1 Sch. 9 para. 7(2) applied (1.4.2003) by 2001 c. 16, ss. 57(1)(m), 138(2); S.I. 2003/708, art. 2

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