

## SCHEDULES

### SCHEDULE 5

#### POLICE, CUSTOMS AND IMMIGRATION POWERS

##### PART 1

#### DIRECTOR GENERAL: COMMISSIONERS' POWERS EXERCISABLE UNDER SECTION 9(1)

##### *Powers only exercisable in relation to customs matters*

- 1 If a power of the Commissioners is exercisable both—
- (a) in relation to a customs matter, and
  - (b) in relation to any other matter,
- the power is exercisable by the Director General under section 9(1) only in relation to the customs matter.

##### *Powers exercisable under warrant*

- 2 (1) This paragraph applies to an enactment if it provides for the issuing of warrants which authorise the Commissioners to exercise any power in relation to a customs matter.
- (2) For the purpose of enabling the Director General to exercise that power in relation to a customs matter, the enactment has effect as if the Director General were one of the Commissioners.

##### *Certain powers of Commissioners not exercisable by Director General*

- 3 The following powers of the Commissioners are not exercisable by the Director General under section 9(1)—
- (a) the powers under paragraph 2(1) of Schedule 7 to consent to a disclosure of HMRC information by an NCA officer;
  - (b) the power under paragraph 2(2) of Schedule 7 to consent to a further disclosure of HMRC information by any person.