

SCHEDULES

SCHEDULE 3

BORDER SECURITY

Modifications etc. (not altering text)

- C1 Sch. 3 modified by S.I. 1993/1813, Sch. 4 para. 7 (as inserted (12.2.2019 for specified purposes; 13.8.2020 in so far as not already in force) by Counter Terrorism and Border Security Act 2019 (c. 3), s. 27(1)(g), Sch. 3 para. 63(1) (with s. 25(9), Sch. 3 para. 63(2)); S.I. 2020/792, reg. 2(g))
- C1 Sch. 3 modified (30.9.2020 immediately after the amendments by S.I. 2020/915, art. 5 come into force) by The Channel Tunnel (Arrangements with the Kingdom of the Netherlands) Order 2020 (S.I. 2020/916), arts. 1(3), 6
- C1 Sch. 3 modified by S.I. 1994/1405, art. 7 (as amended (coming into force in accordance with art. 1(3) of the amending S.I.) by The Channel Tunnel (International Arrangements and Miscellaneous Provisions) (Amendment) Order 2020 (S.I. 2020/915), arts. 1(3), 11)

PART 5

RELATED POWERS

Entry

- 58 (1) An examining officer may enter a vehicle for the purpose of exercising a function conferred on the officer by virtue of this Schedule.
- (2) In this paragraph “vehicle” includes an aircraft, hovercraft, train or vessel.

Commencement Information

- I1 Sch. 3 para. 58 in force at Royal Assent for specified purposes, see. s. 27(1)(g)(2)(c)
- I2 Sch. 3 para. 58 in force at 13.8.2020 in so far as not already in force by S.I. 2020/792, reg. 2(g)

Reasonable force

- 59 (1) An examining officer may if necessary use reasonable force for the purpose of exercising a power conferred on the officer by virtue of this Schedule.
- (2) Sub-paragraph (1) does not apply in relation to the powers conferred by paragraphs 1 or 2.

Commencement Information

- I3 Sch. 3 para. 59 in force at Royal Assent for specified purposes, see. s. 27(1)(g)(2)(c)

*Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism and Border Security Act 2019, PART 5. (See end of Document for details)*

**14** Sch. 3 para. 59 in force at 13.8.2020 in so far as not already in force by [S.I. 2020/792](#), **reg. 2(g)**

### *Information*

- 60 (1) Information acquired by an examining officer may be supplied—
- (a) to the Secretary of State for use in relation to immigration;
  - (b) to the Commissioners for Her Majesty's Revenue and Customs or a customs officer;
  - (c) to a constable;
  - (d) to the National Crime Agency;
  - (e) to a person specified in regulations made by the Secretary of State for use of a kind specified in the regulations.
- (2) Information acquired by a customs officer or an immigration officer may be supplied to an examining officer.
- (3) A person may be specified in regulations under this paragraph only if the person exercises public functions (whether or not in the United Kingdom).
- (4) Regulations under this paragraph must be made by statutory instrument.
- (5) A statutory instrument containing regulations under this paragraph may not be made unless a draft of the instrument has been laid before and approved by a resolution of each House of Parliament.

#### **Commencement Information**

**15** Sch. 3 para. 60 in force at Royal Assent for specified purposes, see. s. 27(1)(g)(2)(c)

**16** Sch. 3 para. 60 in force at 13.8.2020 in so far as not already in force by [S.I. 2020/792](#), **reg. 2(g)**

### *Other police powers*

- 61 A power conferred by virtue of this Schedule on a constable—
- (a) is additional to powers exercisable at common law or by virtue of any other enactment, and
  - (b) is not to be taken to affect those powers.

#### **Commencement Information**

**17** Sch. 3 para. 61 in force at Royal Assent for specified purposes, see. s. 27(1)(g)(2)(c)

**18** Sch. 3 para. 61 in force at 13.8.2020 in so far as not already in force by [S.I. 2020/792](#), **reg. 2(g)**

**Changes to legislation:**

There are currently no known outstanding effects for the Counter-Terrorism and Border Security Act 2019, PART 5.