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STATUTORY INSTRUMENTS

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**1993 No. 1320**

**The Plant Health (Great Britain) Order 1993**

**Power to enter premises used wholly or mainly as a dwelling**

**28.**—(1) The power to enter premises conferred by articles 23, 25 and 27 of this Order may be exercised by an inspector to enter premises used wholly or mainly as a dwelling only if he has been granted a warrant by—

- (a) in England and Wales, a justice of the peace; or
- (b) in Scotland, a sheriff or a justice of the peace.

(2) A justice of the peace or sheriff may grant a warrant under paragraph (1) of this article only if he is satisfied

- (a) that admission to any premises has been refused, or is likely to be refused, or that the case is one of urgency, or that a request for admission might prejudice the purpose of the entry; and
- (b) that there are reasonable grounds for entry under Article 23, 25 or 27, as the case may be.

(3) A warrant granted under paragraph (1) of this Article shall remain in force—

- (a) for one month; or
- (b) until the purpose for which the warrant is granted has been fulfilled,

whichever period is the shorter.