

*Changes to legislation: Police and Criminal Evidence Act 1984, Cross Heading: Notices of applications for orders is up to date with all changes known to be in force on or before 22 April 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*

## SCHEDULES

### SCHEDULE 1

#### SPECIAL PROCEDURE

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

- C1** Ss. 8, 9, 15, 16, 17(1)(b)(2) (4), 18-20, 21, 22(1)-(4), 28, 29, 30(1)-(4)(a)(5)-(11), 31, 32(1)-(9), 34(1)-(5), 35, 36, 37, 39, 40-44, 50, 51(d), 52, 54, 55, 64(1)-(4)(5)(6), Sch. 1 applied with modifications by [S.I. 1985/1800](#), [arts. 3-11](#), [Schs. 1, 2](#)
- C1** Sch. 1 extended (10.6.1991) by [Criminal Justice \(International Co-operation\) Act 1990](#) (c. 5, SIF 39:1), [s. 7\(1\)](#); [S.I. 1991/1072](#), [art. 2](#), [Sch. Pt. I](#)  
Sch. 1 extended (17.5.1996) by [S.I. 1996/1296](#), [art. 16\(1\)](#).  
Sch. 1: power to apply conferred (30.9.2003) by [2001 c. 19](#), [ss. 6\(2\), 39\(2\)](#) (with [s. 16\(7\)](#)); [S.I. 2003/2268](#), [art. 2](#)
- C1** Sch. 1 applied (with modifications) (2.12.2002) by [Police Reform Act 2002](#) (c. 30), [s. 38](#), [Sch. 4 para. 17\(a\)\(b\)](#); [S.I. 2002/2750](#), [art. 2\(a\)\(ii\)\(d\)](#)  
Sch. 1 applied (with modifications) (14.10.2002) by [The Police and Criminal Evidence Act 1984 \(Department of Trade and Industry Investigations\) Order 2002](#) (S.I. 2002/2326), [arts. 3, 4](#)
- C1** Sch. 1 incorporated (16.5.2008) by [The London Gateway Port Harbour Empowerment Order 2008](#) (S.I. 2008/1261), [art. 52](#)
- C1** Sch. 1 applied (with modifications) (25.6.2013) by [The Police and Criminal Evidence Act 1984 \(Application to immigration officers and designated customs officials in England and Wales\) Order 2013](#) (S.I. 2013/1542), [arts. 1, 3\(2\)-\(4\)](#), [Sch. 1](#) (with [arts. 4-11](#))
- C1** Sch. 1 applied (with modifications) (1.4.2018) by [The Welsh Revenue Authority \(Powers to Investigate Criminal Offences\) Regulations 2018](#) (S.I. 2018/400), [regs. 1\(2\), 3\(1\)\(3\)](#), [Sch.](#) (with [regs. 4-8](#))
- C1** Sch. 1 applied (with modifications) (25.6.2013) by [The Police and Criminal Evidence Act 1984 \(Application to immigration officers and designated customs officials in England and Wales\) Order 2013](#) (S.I. 2013/1542), [arts. 1, 12\(2\)-\(4\)](#), [Sch. 2](#) (with [arts. 13-31](#))
- C1** Sch. 1 applied (with modifications) (30.4.2017) by [The Police and Criminal Evidence Act 1984 \(Application to Labour Abuse Prevention Officers\) Regulations 2017](#) (S.I. 2017/520), [regs. 1, 2, 3\(e\)](#), [Sch.](#)

##### *Notices of applications for orders*

- 7 An application for an order under paragraph 4 above [F1 that relates to material that consists of or includes journalistic material ] shall be made inter partes.

##### Textual Amendments

- F1** Words in Sch. 1 para. 7 inserted (26.5.2015) by [Deregulation Act 2015](#) (c. 20), [ss. 82\(3\)\(a\)](#), 115(7); [S.I. 2015/994](#), [art. 6\(o\)](#)

- 8 Notice of an application for [F2 an order under paragraph 4 above that relates to material that consists of or includes journalistic material ] may be served on a person

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either by delivering it to him or by leaving it at his proper address or by sending it by post to him in a registered letter or by the recorded delivery service.

#### Textual Amendments

**F2** Words in Sch. 1 para. 8 substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 82(3)(b)**, 115(7); [S.I. 2015/994](#), art. 6(o)

- 9            <sup>F3</sup> Notice of an application for an order under paragraph 4 above that relates to material that consists of or includes journalistic material ] may be served—
- (a) on a body corporate, by serving it on the body’s secretary or clerk or other similar officer; and
  - (b) on a partnership, by serving in on one of the partners.

#### Textual Amendments

**F3** Words in Sch. 1 para. 9 substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 82(3)(c)**, 115(7); [S.I. 2015/994](#), art. 6(o)

- 10            For the purposes of <sup>F4</sup> paragraph 8 ], and of section 7 of the <sup>M1</sup>Interpretation Act 1978 in its application to <sup>F4</sup> paragraph 8 ], the proper address of a person, in the case of secretary or clerk or other similar officer of a body corporate, shall be that of the registered or principal office of that body, in the case of a partner of a firm shall be that of the principal office of the firm, and in any other case shall be the last known address of the person to be served.

#### Textual Amendments

**F4** Words in Sch. 1 para. 10 substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 82(3)(d)**, 115(7); [S.I. 2015/994](#), art. 6(o)

#### Marginal Citations

**M1** 1978 c. 30.

- 11            Where notice of an application for an order under paragraph 4 above has been served on a person, he shall not conceal, destroy, alter or dispose of the material to which the application relates except—
- (a) with the leave of a judge; or
  - (b) with the written permission of a constable,
- until—
- (i) the application is dismissed or abandoned; or
  - (ii) he has complied with an order under paragraph 4 above made on the application.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 17(1)(cza) inserted by [2021 c. 17 s. 26\(9\)](#)
- s. 47A(3A) substituted by [2022 c. 35 Sch. 2 para. 7](#)
- s. 61(6BA) inserted by [2008 c. 28 s. 10\(1\)](#) (This amendment not applied to legislation.gov.uk. S. 10 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- s. 63(3D) inserted by [2008 c. 28 s. 10\(2\)](#) (This amendment not applied to legislation.gov.uk. S. 10 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- s. 64(1AA) inserted by [2008 c. 28 s. 10\(4\)](#) (This amendment not applied to legislation.gov.uk. S. 10 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- s. 64A(1B)(cb) inserted by [2022 c. 32 Sch. 11 para. 18\(a\)](#)
- Sch. 1A para. 21A added by 1995 c. 32, s. 8B(1) (as inserted) by [2006 c. 12 Sch. 3 para. 13](#)