
Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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 2

Sections 35, 36 and 37

ENFORCEMENT POWERS IN RELATION TO SHIPS

PART 1

ENGLAND AND WALES

Introductory

- 1 (1) This Part of this Schedule sets out the powers exercisable by English and Welsh constables and enforcement officers under sections 35 and 38(1).
- (2) In this Part of this Schedule—
- “items subject to legal privilege” has the same meaning as in the Police and Criminal Evidence Act 1984 (see section 10 of that Act);
- “the ship” means the ship in relation to which the powers set out in this Part of this Schedule are exercised.

Commencement Information

- II** Sch. 2 para. 1 in force for specified purposes at 8.8.2016 by [S.I. 2016/740](#), reg. 2(e)

Power to stop, board, divert and detain

- 2 (1) This paragraph applies if an English and Welsh constable or an enforcement officer has reasonable grounds to suspect that—
- (a) an offence under section 1 or 2 is being, or has been, committed on the ship, or
- (b) the ship is otherwise being used in connection with the commission of an offence under either of those sections.
- (2) The constable or enforcement officer may—
- (a) stop the ship;
- (b) board the ship;
- (c) require the ship to be taken to a port (in England and Wales or elsewhere) and detained there.
- (3) Except as provided by sub-paragraph (5), authority of the Secretary of State is required before a constable or an enforcement officer may exercise the power conferred by sub-paragraph (2)(c) to require the ship to be taken to a port outside the United Kingdom.

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (4) Authority for the purposes of sub-paragraph (3) may be given only if the State or relevant territory in which the port is located is willing to receive the ship.
- (5) If the constable or enforcement officer is acting under authority given for the purposes of section 35(5), the constable or enforcement officer may require the ship to be taken to—
 - (a) a port in the home state or relevant territory in question, or
 - (b) if the home state or relevant territory requests, any other State or relevant territory willing to receive the ship.
- (6) The constable or enforcement officer may require the master of the ship, or any member of its crew, to take such action as is necessary for the purposes of sub-paragraph (2) or (5).
- (7) A constable or an enforcement officer must give notice in writing to the master of any ship detained under this paragraph.
- (8) The notice must state that the ship is to be detained until the notice is withdrawn by the giving of a further notice in writing signed by a constable or an enforcement officer.

Commencement Information

I2 Sch. 2 para. 2 in force for specified purposes at 8.8.2016 by [S.I. 2016/740](#), reg. 2(e)

Power to search and obtain information

- 3 (1) This paragraph applies if an English and Welsh constable or an enforcement officer has reasonable grounds to suspect that there is evidence on the ship (other than items subject to legal privilege) relating—
 - (a) to an offence under section 1 or 2, or
 - (b) to an offence that is connected with an offence under either of those sections.
- (2) The constable or enforcement officer may search—
 - (a) the ship;
 - (b) anyone on the ship;
 - (c) anything on the ship (including cargo).
- (3) The constable or enforcement officer may require a person on the ship to give information about himself or herself or about anything on the ship.
- (4) The power to search conferred by sub-paragraph (2)—
 - (a) is only a power to search to the extent that it is reasonably required for the purpose of discovering evidence of the kind mentioned in sub-paragraph (1), and
 - (b) in the case of a search of a person, does not authorise a constable or an enforcement officer to require the person to remove any clothing in public other than an outer coat, jacket or gloves.
- (5) In exercising a power conferred by sub-paragraph (2) or (3) a constable or an enforcement officer may—
 - (a) open any containers;

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (b) require the production of documents, books or records relating to the ship or anything on it (but not including anything the constable or enforcement officer has reasonable grounds to believe to be an item subject to legal privilege);
 - (c) make photographs or copies of anything the production of which the constable or enforcement officer has power to require.
- (6) The power in sub-paragraph (5)(b) to require the production of documents, books or records includes, in relation to documents, books or records kept in electronic form, power to require the provision of the documents, books or records in a form in which they are legible and can be taken away.
- (7) Sub-paragraph (5) is without prejudice to the generality of the powers conferred by sub-paragraphs (2) and (3).

Commencement Information

I3 Sch. 2 para. 3 in force at 8.8.2016 for specified purposes by [S.I. 2016/740](#), [reg. 2\(e\)](#)

Power of arrest and seizure

- 4
- (1) This paragraph applies if an English and Welsh constable or an enforcement officer has reasonable grounds to suspect that an offence under section 1 or 2 has been, or is being, committed on the ship.
 - (2) The constable or enforcement officer may arrest without warrant anyone whom the constable or officer has reasonable grounds for suspecting to be guilty of the offence.
 - (3) The constable or enforcement officer may seize and detain anything found on the ship which appears to the constable or officer to be evidence of the offence (but not including anything that the constable or officer has reasonable grounds to believe to be an item subject to legal privilege).

Commencement Information

I4 Sch. 2 para. 4 in force at 8.8.2016 by [S.I. 2016/740](#), [reg. 2\(e\)](#)

Code of practice

- 5
- (1) The Secretary of State must prepare and issue a code in respect of the practice to be followed by English and Welsh constables and enforcement officers when arresting a person under the power conferred by paragraph 4.
 - (2) The code must in particular provide guidance as to the information to be given to the person at the time of arrest (whether about procedural rights or other matters).
 - (3) A failure of a constable or an enforcement officer to comply with any provision of the code does not of itself render the constable or officer liable to any criminal or civil proceedings.
 - (4) The code—
 - (a) is admissible in evidence in criminal and civil proceedings, and

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (b) may be taken into account by a court or tribunal in any case in which it appears to the court or tribunal to be relevant.
- (5) The Secretary of State may at any time revise the whole or any part of the code.
- (6) The code, or any revision of the code, does not come into operation until the Secretary of State so provides in regulations.
- (7) Regulations under this paragraph are to be made by statutory instrument.
- (8) An instrument containing regulations under this paragraph that bring the code into operation may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, each House of Parliament.
- (9) An instrument containing regulations under this paragraph that bring a revision of the code into operation must be laid before Parliament (if the regulations are made without a draft having been laid and approved as mentioned in sub-paragraph (8)).
- (10) Where an instrument, or a draft of an instrument, is laid, the code or revision of the code to which it relates must also be laid.

Commencement Information

I5 Sch. 2 para. 5 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Assistants

- 6 (1) An English and Welsh constable or an enforcement officer may—
- (a) be accompanied by other persons, and
 - (b) take equipment or materials,
- to assist the constable or officer in the exercise of powers under this Part of this Schedule.
- (2) A person accompanying a constable or an enforcement officer under sub-paragraph (1) may perform any of the constable's or officer's functions under this Part of this Schedule, but only under the constable's or officer's supervision.

Commencement Information

I6 Sch. 2 para. 6 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Reasonable force

- 7 An English and Welsh constable or an enforcement officer may use reasonable force, if necessary, in the performance of functions under this Part of this Schedule.

Commencement Information

I7 Sch. 2 para. 7 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

Evidence of authority

- 8 An English and Welsh constable or an enforcement officer must produce evidence of the constable's or officer's authority if asked to do so.

Commencement Information

I8 Sch. 2 para. 8 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Protection of constables and enforcement officers

- 9 An English and Welsh constable or an enforcement officer is not liable in any criminal or civil proceedings for anything done in the purported performance of functions under this Part of this Schedule if the court is satisfied that—
- (a) the act was done in good faith, and
 - (b) there were reasonable grounds for doing it.

Commencement Information

I9 Sch. 2 para. 9 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Offences

- 10 (1) A person commits an offence under the law of England and Wales if the person—
- (a) intentionally obstructs a constable or an enforcement officer in the performance of functions under this Part of this Schedule, or
 - (b) fails without reasonable excuse to comply with a requirement made by a constable or an enforcement officer in the performance of those functions.
- (2) A person who provides information in response to a requirement made by a constable or an enforcement officer in the performance of functions under this Part of this Schedule commits an offence under the law of England and Wales if—
- (a) the information is false in a material particular, and the person either knows it is or is reckless as to whether it is, or
 - (b) the person intentionally fails to disclose any material particular.
- (3) A person guilty of an offence under this paragraph is liable on summary conviction to a fine.

Commencement Information

I10 Sch. 2 para. 10 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

PART 2

SCOTLAND

Introductory

- 11 (1) This Part of this Schedule sets out the powers exercisable by Scottish constables and enforcement officers under sections 36 and 38(4).
- (2) In this Part of this Schedule—
- “items subject to legal privilege” has the same meaning as in Chapter 3 of Part 8 of the Proceeds of Crime Act 2002 (see section 412 of that Act);
 - “listed offence” has the meaning given by section 36(8);
 - “the ship” means the ship in relation to which the powers set out in this Part of this Schedule are exercised.

Commencement Information

III Sch. 2 para. 11 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Power to stop, board, divert and detain

- 12 (1) This paragraph applies if a Scottish constable or an enforcement officer has reasonable grounds to suspect that—
- (a) a listed offence is being, or has been, committed on the ship, or
 - (b) the ship is otherwise being used in connection with the commission of a listed offence.
- (2) The constable or enforcement officer may—
- (a) stop the ship;
 - (b) board the ship;
 - (c) require the ship to be taken to a port (in Scotland or elsewhere) and detained there.
- (3) Except as provided by sub-paragraph (5), authority of the Secretary of State is required before a constable or an enforcement officer may exercise the power conferred by sub-paragraph (2)(c) to require the ship to be taken to a port outside the United Kingdom.
- (4) Authority for the purposes of sub-paragraph (3) may be given only if the State or relevant territory in which the port is located is willing to receive the ship.
- (5) If the constable or enforcement officer is acting under authority given for the purposes of section 36(5), the constable or officer may require the ship to be taken to—
- (a) a port in the home state or relevant territory in question, or
 - (b) if the home state or relevant territory requests, any other State or relevant territory willing to receive the ship.
- (6) The constable or enforcement officer may require the master of the ship, or any member of its crew, to take such action as is necessary for the purposes of sub-paragraph (2) or (5).

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (7) A constable or an enforcement officer must give notice in writing to the master of any ship detained under this paragraph.
- (8) The notice must state that the ship is to be detained until the notice is withdrawn by the giving of a further notice in writing signed by a constable or an enforcement officer.

Commencement Information

I12 Sch. 2 para. 12 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Power to search and obtain information

- 13 (1) This paragraph applies if a Scottish constable or an enforcement officer has reasonable grounds to suspect that there is evidence on the ship (other than items subject to legal privilege) relating—
- (a) to a listed offence, or
 - (b) to an offence that is connected with a listed offence.
- (2) The constable or enforcement officer may search—
- (a) the ship;
 - (b) anyone on the ship;
 - (c) anything on the ship (including cargo).
- (3) The constable or enforcement officer may require a person on the ship to give information about himself or herself.
- (4) The power to search conferred by sub-paragraph (2)—
- (a) is only a power to search to the extent that it is reasonably required for the purpose of discovering evidence of the kind mentioned in sub-paragraph (1), and
 - (b) in the case of a search of a person, does not authorise a constable or an enforcement officer to require the person to remove any clothing in public other than an outer coat, jacket or gloves.
- (5) In exercising a power conferred by sub-paragraph (2) or (3) a constable or an enforcement officer may—
- (a) open any containers;
 - (b) require the production of documents, books or records relating to the ship or anything on it (but not including anything the constable or officer has reasonable grounds to believe to be an item subject to legal privilege);
 - (c) make photographs or copies of anything the production of which the constable or officer has power to require.
- (6) The power in sub-paragraph (5)(b) to require the production of documents, books or records includes, in relation to documents, books or records kept in electronic form, power to require the provision of the documents, books or records in a form in which they are legible and can be taken away.
- (7) Sub-paragraph (5) is without prejudice to the generality of the powers conferred by sub-paragraphs (2) and (3).

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

Commencement Information

I13 Sch. 2 para. 13 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Power of arrest and seizure

- 14 (1) This paragraph applies if a Scottish constable or an enforcement officer has reasonable grounds to suspect that a listed offence has been, or is being, committed on the ship.
- (2) The constable or enforcement officer may arrest without warrant anyone whom the constable or officer has reasonable grounds for suspecting to be guilty of the offence.
- (3) The constable or enforcement officer may seize and detain anything found on the ship which appears to the constable or officer to be evidence of the offence (but not including anything that the constable or officer has reasonable grounds to believe to be an item subject to legal privilege).

Commencement Information

I14 Sch. 2 para. 14 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Assistants

- 15 (1) A Scottish constable or an enforcement officer may—
- (a) be accompanied by other persons, and
 - (b) take equipment or materials,
- to assist the constable or officer in the exercise of powers under this Part of this Schedule.
- (2) A person accompanying a constable or an enforcement officer under subparagraph (1) may perform any of the constable's or officer's functions under this Part of this Schedule, but only under the constable's or officer's supervision.

Commencement Information

I15 Sch. 2 para. 15 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Reasonable force

- 16 A Scottish constable or an enforcement officer may use reasonable force, if necessary, in the performance of functions under this Part of this Schedule.

Commencement Information

I16 Sch. 2 para. 16 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

Evidence of authority

- 17 A Scottish constable or an enforcement officer must produce evidence of the constable's or officer's authority if asked to do so.

Commencement Information

I17 Sch. 2 para. 17 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Offences

- 18 (1) A person commits an offence under the law of Scotland if the person—
- (a) intentionally obstructs a constable or an enforcement officer in the performance of functions under this Part of this Schedule, or
 - (b) fails without reasonable excuse to comply with a requirement made by a constable or an enforcement officer in the performance of those functions.
- (2) A person who provides information in response to a requirement made by a Scottish constable or an enforcement officer in the performance of functions under this Part of this Schedule commits an offence under the law of Scotland if—
- (a) the information is false in a material particular, and the person either knows it is or is reckless as to whether it is, or
 - (b) the person intentionally fails to disclose any material particular.
- (3) A person guilty of an offence under this paragraph is liable—
- (a) on summary conviction, to a fine not exceeding the statutory maximum;
 - (b) on conviction on indictment, to a fine.

Commencement Information

I18 Sch. 2 para. 18 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

PART 3

NORTHERN IRELAND

Introductory

- 19 (1) This Part of this Schedule sets out the powers exercisable by Northern Ireland constables and enforcement officers under sections 37 and 38(7).
- (2) In this Part of this Schedule—
- “items subject to legal privilege” has the same meaning as in the Police and Criminal Evidence (Northern Ireland) Order 1989 (1989/1341 (N.I. 12)) (see Article 12 of that Order);
 - “listed offence” has the meaning given by section 37(9);
 - “the ship” means the ship in relation to which the powers set out in this Part of this Schedule are exercised.

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

Commencement Information

I19 Sch. 2 para. 19 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Power to stop, board, divert and detain

- 20 (1) This paragraph applies if a Northern Ireland constable or an enforcement officer has reasonable grounds to suspect that—
- (a) a listed offence is being, or has been, committed on the ship, or
 - (b) the ship is otherwise being used in connection with the commission of a listed offence.
- (2) The constable or enforcement officer may—
- (a) stop the ship;
 - (b) board the ship;
 - (c) require the ship to be taken to a port (in Northern Ireland or elsewhere) and detained there.
- (3) Except as provided by sub-paragraph (5), authority of the Secretary of State is required before a constable or an enforcement officer may exercise the power conferred by sub-paragraph (2)(c) to require the ship to be taken to a port outside the United Kingdom.
- (4) Authority for the purposes of sub-paragraph (3) may be given only if the State or relevant territory in which the port is located is willing to receive the ship.
- (5) If the constable or enforcement officer is acting under authority given for the purposes of section 37(6), the constable or officer may require the ship to be taken to—
- (a) a port in the home state or relevant territory in question, or
 - (b) if the home state or relevant territory requests, any other State or relevant territory willing to receive the ship.
- (6) The constable or enforcement officer may require the master of the ship, or any member of its crew, to take such action as is necessary for the purposes of sub-paragraph (2) or (5).
- (7) A constable or an enforcement officer must give notice in writing to the master of any ship detained under this paragraph.
- (8) The notice must state that the ship is to be detained until the notice is withdrawn by the giving of a further notice in writing signed by a constable or an enforcement officer.

Commencement Information

I20 Sch. 2 para. 20 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

Power to search and obtain information

- 21 (1) This paragraph applies if a Northern Ireland constable or an enforcement officer has reasonable grounds to suspect that there is evidence on the ship (other than items subject to legal privilege) relating—
- (a) to a listed offence, or
 - (b) to an offence that is connected with a listed offence.
- (2) The constable or enforcement officer may search—
- (a) the ship;
 - (b) anyone on the ship;
 - (c) anything on the ship (including cargo).
- (3) The constable or enforcement officer may require a person on the ship to give information about himself or herself or about anything on the ship.
- (4) The power to search conferred by sub-paragraph (2)—
- (a) is only a power to search to the extent that it is reasonably required for the purpose of discovering evidence of the kind mentioned in sub-paragraph (1), and
 - (b) in the case of a search of a person, does not authorise a constable or an enforcement officer to require the person to remove any clothing in public other than an outer coat, jacket or gloves.
- (5) In exercising a power conferred by sub-paragraph (2) or (3) a constable or an enforcement officer may—
- (a) open any containers;
 - (b) require the production of documents, books or records relating to the ship or anything on it (but not including anything the constable or officer has reasonable grounds to believe to be an item subject to legal privilege);
 - (c) make photographs or copies of anything the production of which the constable or officer has power to require.
- (6) The power in sub-paragraph (5)(b) to require the production of documents, books or records includes, in relation to documents, books or records kept in electronic form, power to require the provision of the documents, books or records in a form in which they are legible and can be taken away.
- (7) Sub-paragraph (5) is without prejudice to the generality of the powers conferred by sub-paragraphs (2) and (3).

Commencement Information

I21 Sch. 2 para. 21 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Power of arrest and seizure

- 22 (1) This paragraph applies if a Northern Ireland constable or an enforcement officer has reasonable grounds to suspect that a listed offence has been, or is being, committed on the ship.
- (2) The constable or enforcement officer may arrest without warrant anyone whom the constable or officer has reasonable grounds for suspecting to be guilty of the offence.

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (3) The constable or enforcement officer may seize and detain anything found on the ship which appears to the constable or officer to be evidence of the offence (but not including anything that the constable or officer has reasonable grounds to believe to be an item subject to legal privilege).

Commencement Information

I22 [Sch. 2 para. 22](#) in force at 8.8.2016 by [S.I. 2016/740, reg. 2\(e\)](#)

Code of practice

- 23 (1) The Department of Justice in Northern Ireland must prepare and issue a code in respect of the practice to be followed by Northern Ireland constables and enforcement officers when arresting a person under the power conferred by paragraph 22.
- (2) The code must in particular provide guidance as to the information to be given to the person at the time of arrest (whether about procedural rights or other matters).
- (3) A failure of a constable or an enforcement officer to comply with any provision of the code does not of itself render the constable or officer liable to any criminal or civil proceedings.
- (4) The code—
- (a) is admissible in evidence in criminal and civil proceedings, and
 - (b) may be taken into account by a court or tribunal in any case in which it appears to the court or tribunal to be relevant.
- (5) The Department of Justice may at any time revise the whole or any part of the code.
- (6) The code, or any revision of the code, does not come into operation until the Department of Justice—
- (a) lays a draft of the code, or revised code, before the Northern Ireland Assembly, and
 - (b) provides by order for the code, or revised code, to come into operation.
- (7) An order bringing the code into operation may contain such transitional provisions or savings as appear to the Department of Justice to be necessary or expedient.
- (8) An order under this paragraph is subject to negative resolution (within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954 (c. 33 (N.I.))).
- (9) The power of the Department of Justice to make an order under this paragraph is exercisable by statutory rule for the purposes of the Statutory Rules (Northern Ireland) Order 1979 (S.I. 1979/1573 (N.I. 12)).

Commencement Information

I23 [Sch. 2 para. 23](#) in force at 8.8.2016 by [S.I. 2016/740, reg. 2\(e\)](#)

Assistants

- 24 (1) A Northern Ireland constable or an enforcement officer may—

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (a) be accompanied by other persons, and
- (b) take equipment or materials,

to assist the constable or officer in the exercise of powers under this Part of this Schedule.

- (2) A person accompanying a constable or an enforcement officer under subparagraph (1) may perform any of the constable's or officer's functions under this Part of this Schedule, but only under the constable's or officer's supervision.

Commencement Information

I24 Sch. 2 para. 24 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Reasonable force

- 25 A Northern Ireland constable or an enforcement officer may use reasonable force, if necessary, in the performance of functions under this Part of this Schedule.

Commencement Information

I25 Sch. 2 para. 25 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Evidence of authority

- 26 A Northern Ireland constable or an enforcement officer must produce evidence of the constable's or officer's authority if asked to do so.

Commencement Information

I26 Sch. 2 para. 26 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Protection of constables and enforcement officers

- 27 A Northern Ireland constable or an enforcement officer is not liable in any criminal or civil proceedings for anything done in the purported performance of functions under this Part of this Schedule if the court is satisfied that—
- (a) the act was done in good faith, and
 - (b) there were reasonable grounds for doing it.

Commencement Information

I27 Sch. 2 para. 27 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Offences

- 28 (1) A person commits an offence under the law of Northern Ireland if the person—
- (a) intentionally obstructs a constable or an enforcement officer in the performance of functions under this Part of this Schedule, or

Changes to legislation: Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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

- (b) fails without reasonable excuse to comply with a requirement made by a constable or an enforcement officer in the performance of those functions.
- (2) A person who provides information in response to a requirement made by a Northern Ireland constable or an enforcement officer in the performance of functions under this Part of this Schedule commits an offence under the law of Northern Ireland if—
- (a) the information is false in a material particular, and the person either knows it is or is reckless as to whether it is, or
 - (b) the person intentionally fails to disclose any material particular.
- (3) A person guilty of an offence under this paragraph is liable—
- (a) on summary conviction, to a fine not exceeding the statutory maximum;
 - (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years or to a fine, or to both.

Commencement Information

I28 Sch. 2 para. 28 in force at 8.8.2016 by S.I. 2016/740, reg. 2(e)

Changes to legislation:

Modern Slavery Act 2015, SCHEDULE 2 is up to date with all changes known to be in force on or before 01 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.

[View outstanding changes](#)

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. 50A(5A) inserted by [2023 c. 37 s. 28\(1\)](#)