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STATUTORY INSTRUMENTS

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**2018 No. 1123**

**ELECTRONIC COMMUNICATIONS**

**The Data Retention and Acquisition Regulations 2018**

*Made - - - - 31st October 2018*

*Coming into force in accordance with regulation 1*

**THE DATA RETENTION AND ACQUISITION REGULATIONS 2018**

1. Citation and commencement
  2. Code of Practice
  3. Amendments of the Regulation of Investigatory Powers Act 2000
  4. Amendments of the Investigatory Powers Act 2016
  5. Grant of authorisations by the Investigatory Powers Commissioner
  6. Amendment of section 61
  7. Power of designated senior officers to grant authorisations in urgent cases
  8. Retention of communications data
  9. Amendment of section 88
  10. Further amendments of the Investigatory Powers Act 2016
  11. Consequential amendments
- Signature

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**SCHEDULE 1 — Amendments of the Investigatory Powers Act 2016**

1. Omit section 2(6) (definition of “public authority”).
2. Before section 62 insert the italic heading “Further provision about...”
3. (1) Section 62 (restrictions in relation to internet connection records)...
4. (1) Section 63 (additional restrictions on grant of authorisations) is...
5. (1) Section 64 (procedure for authorisations and authorised notices) is...
6. (1) Section 65 (duration and cancellation of authorisations and notices)...
7. In section 67 (filtering arrangements for obtaining data), in subsection...
8. (1) Section 68 (use of filtering arrangements in pursuance of...
9. In section 69 (duties in connection with operation of filtering...
10. (1) Section 70 (relevant public authorities and designated senior officers)...
11. (1) Section 71 (power to modify section 70 and Schedule...
12. In section 72 (certain regulations under section 71: supplementary), in...
13. (1) Section 73 (local authorities as relevant public authorities) is...
14. Omit section 74 (requirement to be party to collaboration agreement)....

**Status:** This is the original version (as it was originally made).

15. Omit section 75 (judicial approval for local authority authorisations).
16. (1) Section 76 (use of a single point of contact)...
17. (1) Section 77 (Commissioner approval for authorisations to identify or...
18. (1) Section 78 (collaboration agreements) is amended as follows.
19. (1) Section 80 (police collaboration agreements) is amended as follows....
20. In section 84 (application of Part 3 to postal operators...
21. (1) Section 86 (Part 3: interpretation) is amended as follows....
22. In the following provisions, for the words “paragraphs (a) to...
23. In section 96 (application of Part 4 to postal operators and...
24. In section 227 (Investigatory Powers Commissioner and other Judicial Commissioners),...
25. In section 229 (main oversight functions), after subsection (8) insert—...
26. In Part 1 of Schedule 4, for the Table substitute—...
27. In Schedule 9 (transitional, transitory and saving provision), in paragraph...
28. In Schedule 10 (minor and consequential provision), omit paragraphs 57...

#### SCHEDULE 2 — Consequential amendments

1. (1) The Regulation of Investigatory Powers Act 2000 is amended...
2. (1) The Regulation of Investigatory Powers (Communications Data) Order 2010...

Explanatory Note