
SCOTTISH STATUTORY INSTRUMENTS

2006 No. 319

The Plant Health (Potatoes) (Scotland) Order 2006

Power to enter premises for the purpose of inspection

9.—(1) In the event that an inspector is refused entry to premises to carry out an inspection as required under articles 4 and 5 an inspector may apply to be granted a warrant by a sheriff or a justice of the peace to enter premises to carry out an inspection under articles 4 and 5.

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

- (a) that admission to any premises has been refused, or is likely to be refused, or that the case is one of urgency; and
- (b) that there are reasonable grounds to allow entry for the purpose of articles 4 and 5 as the case may be.

(3) A warrant granted under paragraph (1) 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.