

SCHEDULE 4

Powers of entry in misuse of aid examinations

PART 2

Entry without a warrant

Power to enter business premises without a warrant

3. An authorised officer may enter the business premises of a beneficiary to obtain information for the purpose of deciding under regulation 19 whether there has been a misuse of aid by the beneficiary if the CMA is satisfied that—

- (a) there are reasonable grounds to suspect that there has been a misuse of aid by the beneficiary;
- (b) entry to the business premises of the beneficiary is necessary for the CMA to decide under regulation 19 whether there has been a misuse of aid by the beneficiary;
- (c) the suspected misuse of aid is sufficiently serious to justify entering the business premises of the beneficiary; and
- (d) there are reasonable grounds to suspect that there are on the business premises documents—
 - (i) the production of which has been requested under regulation 19(4)(b); and
 - (ii) which have not been produced as requested.