

REGULATION OF INVESTIGATORY POWERS ACT 2000

EXPLANATORY NOTES

INTRUSIVE SURVEILLANCE

Section 39: Appeals to the Chief Surveillance Commissioner: supplementary

225. Where the Chief Surveillance Commissioner has determined an appeal, *subsection (1)* requires him to give notice of his determination to:
- the person who brought the appeal; and
 - the ordinary Surveillance Commissioner whose decision was appealed against.
226. Where the appeal is dismissed, he will report his findings, to the appellant, the ordinary Surveillance Commissioner and to the Prime Minister. Other than this report, he will not give any reasons for his determination.
227. In accordance with section 107 of the Police Act 1997, the Chief Surveillance Commissioner will make an annual report on the discharge of his functions to the Prime Minister and may make a report to him at any other time of any matter relating to those functions (*Schedule 4, paragraph 8(10)*).
228. *Subsection (3)* provides that the annual reporting provisions contained in subsections (3) and (4) of the Police Act 1997 also relate to reports made by the Chief Surveillance Commissioner under subsection (2).