

SCHEDULES

SCHEDULE 3

SEARCH WARRANTS: ENGLAND AND WALES AND NORTHERN IRELAND

PART 2

SEARCH WARRANTS: APPLICATIONS AND SAFEGUARDS

Applications for warrants

- 2 (1) A person applying for a search warrant must—
- (a) state that the application is made under section 39 of this Act;
 - (b) specify the matters set out in sub-paragraph (2) or (3) (as the case may be);
 - (c) state what are the grounds for suspecting that relevant evidence is on the premises;
 - (d) identify, so far as is possible, the offence to which the relevant evidence relates.
- (2) If the person is applying for a specific-premises warrant, the person must specify each set of premises that it is desired to enter and search.
- (3) If the person is applying for an all-premises warrant, the person must specify—
- (a) as many of the sets of premises that it is desired to enter and search as it is reasonably practicable to specify;
 - (b) the person who is in occupation or control of those premises and any others that it is desired to enter and search;
 - (c) why it is necessary to search more premises than those specified under paragraph (a);
 - (d) why it is not reasonably practicable to specify all the premises that it is desired to enter and search.
- (4) If the person is applying for a search warrant authorising entry and search on more than one occasion, the person must also state—
- (a) the ground on which the person applies for such a warrant, and
 - (b) whether the person seeks a warrant authorising an unlimited number of entries, or (if not) the maximum number of entries desired.
- (5) In this paragraph “specific-premises warrant” and “all-premises warrant” have the meaning given by section 39(3).

Commencement Information

II Sch. 3 para. 2 in force at 26.5.2016 by S.I. 2016/553, reg. 2

Changes to legislation:

There are currently no known outstanding effects for the Psychoactive Substances Act 2016, Paragraph 2.