
Changes to legislation: *Investigatory Powers Act 2016, Paragraph 39 is up to date with all changes known to be in force on or before 02 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCHEDULES

SCHEDULE 10

MINOR AND CONSEQUENTIAL PROVISION

PART 2

LAWFUL INTERCEPTION OF COMMUNICATIONS

Criminal Procedure and Investigations Act 1996

- 39 (1) The Criminal Procedure and Investigations Act 1996 is amended as follows.
- (2) In section 3(7) (initial duty of prosecutor to disclose) for “section 17 of the Regulation of Investigatory Powers Act 2000” substitute “section 56 of the Investigatory Powers Act 2016”.
- (3) In section 7A(9) (continuing duty of prosecutor to disclose) for “section 17 of the Regulation of Investigatory Powers Act 2000 (c. 23)” substitute “section 56 of the Investigatory Powers Act 2016”.
- (4) In section 8(6) (application by accused for disclosure) for “section 17 of the Regulation of Investigatory Powers Act 2000” substitute “section 56 of the Investigatory Powers Act 2016”.
- (5) In section 23 (code of practice) for subsection (6) substitute—
- “(6) The code must be so framed that it does not apply to any of the following—
- (a) material intercepted in obedience to a warrant issued under section 2 of the Interception of Communications Act 1985;
 - (b) material intercepted under the authority of an interception warrant under section 5 of the Regulation of Investigatory Powers Act 2000;
 - (c) material obtained under the authority of a warrant issued under Chapter 1 of Part 2 of the Investigatory Powers Act 2016;
 - (d) material obtained under the authority of a warrant issued under Chapter 1 of Part 6 of that Act.”

Commencement Information

II Sch. 10 para. 39 in force at 27.6.2018 by S.I. 2018/652, reg. 12(g)(iii)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 58(4)(e) inserted by [2023 c. 41 Sch. 13 para. 9](#)