

## SCHEDULES

### SCHEDULE 5

#### POWERS OF ENTRY AND SEARCH ETC

##### *Entering and searching premises*

- 5 (1) Where the occupier of the premises to be entered and searched is present at the time when an authorised person seeks to execute a search warrant, the authorised person must—
- (a) identify himself or herself to the occupier,
  - (b) produce to the occupier documentary evidence that he or she is an authorised person,
  - (c) produce the search warrant to the occupier, and
  - (d) supply the occupier with a certified copy of it.
- (2) Where the occupier of the premises is not present at the time when an authorised person seeks to execute a search warrant—
- (a) if another person who appears to the authorised person to be in charge of the premises is present, sub-paragraph (1) has effect as if references to the occupier were references to the other person;
  - (b) if there is no such person present, the authorised person must leave a certified copy of the warrant in a prominent place on the premises.
- (3) An authorised person who enters premises under a search warrant must take reasonable steps to ensure that, when the authorised person leaves the premises, they are as secure as they were before the authorised person entered them.
- (4) Entry and search under a search warrant may not take place after the end of the period of one month beginning with the date on which it is issued.