

SCHEDULES

SCHEDULE 2

SEARCH WARRANTS: ENGLAND AND WALES AND NORTHERN IRELAND

PART 2

SEARCH WARRANTS: APPLICATIONS AND SAFEGUARDS

Applications for warrants

- 3 (1) A person applying for a search warrant must—
- (a) state that the application is made under section 17 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) specify the offence to which the evidence relates.
- (2) A person who is applying for a specific-premises warrant must specify each set of premises that it is desired to enter and search.
- (3) A person who is applying for an all-premises warrant must—
- (a) specify as many of the sets of premises that it is desired to enter and search as it is reasonably practicable to specify;
 - (b) specify the person who is in occupation or control of those premises and any other premises that it is desired to enter and search;
 - (c) explain why it is necessary to search more premises than those specified under paragraph (a);
 - (d) explain why it is not reasonably practicable to specify all the premises that it is desired to enter and search.
- (4) A person who is applying for a search warrant authorising entry and search on more than one occasion must also state—
- (a) the ground on which the person applies for such a warrant;
 - (b) whether the person seeks a warrant authorising an unlimited number of entries, or (if not) the maximum number of entries desired.

Safeguards in connection with power of entry conferred by warrant

- 4 A search warrant authorises entry on one occasion only, unless it specifies that it authorises multiple entries.
- 5 A search warrant must—
- (a) specify the name of the person who applied for it;
 - (b) specify the date on which it is issued;

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- (c) state that the warrant is issued under section 17 of this Act;
 - (d) specify each set of premises to be searched, or (in the case of an all-premises warrant) the person who is in occupation or control of premises to be searched, together with any premises to be searched that are under the person's occupation or control and can be specified;
 - (e) specify the offence to which the relevant evidence relates.
- 6 (1) Two copies must be made of a search warrant that specifies only one set of premises and does not authorise multiple entries.
- (2) As many copies as are reasonably required may be made of any other kind of search warrant.
- (3) The copies must be clearly certified as copies.