



Public Health etc. (Scotland) Act 2008

2008 asp 5

PART 3

PUBLIC HEALTH INVESTIGATIONS

Investigators' powers

22 Powers relating to entry to premises

- (1) The powers referred to in section 21(4)(a) are—
- (a) subject to section 26, to enter at any reasonable time any premises which the investigator has reason to believe it is necessary to enter;
 - (b) on entering any premises by virtue of paragraph (a), to take—
 - (i) any other person authorised by the investigator and, if the investigator has reasonable cause to expect any serious obstruction in obtaining access, a constable; and
 - (ii) any equipment or materials required for any purpose for which the power of entry is being exercised;
 - (c) as regards any premises which the investigator may enter by virtue of paragraph (a), to direct that—
 - (i) those premises (or any part of them) are; or
 - (ii) any thing in or on them is,to be left undisturbed (whether generally or in particular respects) for so long as the investigator considers appropriate.
- (2) An investigator who enters any unoccupied premises in the exercise of a power conferred by virtue of subsection (1)(a) must leave the premises as effectively secured against unauthorised entry as the investigator found them.