

SCHEDULE

Modifications of PACE when applied to investigations conducted by labour abuse prevention officers

Specific modifications

- 11.** Section 1 (power of constable to stop and search persons, vehicles etc.) is to be read as if—
- (a) in the heading, the words “, vehicles etc” were omitted;
 - (b) for subsection (1), there were substituted—
 - “(1) A constable may exercise any power conferred by this section on any premises which is being searched by a labour abuse prevention officer in reliance on a warrant under section 8 or paragraph 12 of Schedule 1.”;
 - (c) in subsection (2)—
 - (i) the words “to (5)” were omitted;
 - (ii) in paragraph (a)—
 - (aa) in sub-paragraph (i), for the words “or vehicle” there were substituted “found on the premises”;
 - (bb) sub-paragraph (ii) were omitted;
 - (cc) for the words “stolen or prohibited articles” to “below applies” there were substituted “material which might be evidence in relation to a labour market offence”;
 - (iii) in paragraph (b), the words “or vehicle” were omitted;
 - (d) in subsection (3)—
 - (i) the words “or vehicle or anything in or on a vehicle” were omitted; and
 - (ii) for the words “he will find stolen” to the end there were substituted “the person to be searched has concealed on him material which might be evidence in relation to a labour market offence.”;
 - (e) after subsection (3), there were inserted—
 - “(3A) This section only gives a labour abuse prevention officer a power to search to the extent that is reasonably required for the purpose of discovering any such material.”; and
 - (f) in subsection (6)—
 - (i) for the words “an article” there were substituted “material, other than an item subject to legal privilege,”;
 - (ii) for the words from “a stolen” to “below applies” there were substituted “evidence of a labour market offence or to have been obtained in consequence of a labour market offence”;
 - (iii) at the end, there were inserted “if it is necessary to do so in order to prevent it being concealed, lost, altered or destroyed”.