

SCHEDULES

SCHEDULE 5

POWERS OF ENTRY, ETC.

Warrant to authorise entry

- 6.—(1) Where a justice of the peace is satisfied by complaint on oath—
- (a) that admission to premises is reasonably required for the purpose specified in the complaint; and
 - (b) that a duly authorised person would, apart from paragraph 5, be entitled for that purpose to exercise in respect of the premises a power of entry conferred by or under this Schedule; and
 - (c) that—
 - (i) the consent of the occupier has been refused or seeking that consent would defeat the object of the entry; or
 - (ii) the premises are unoccupied;

he may issue a warrant under his hand authorising that duly authorised person to enter the premises.

- (2) A warrant granted under this paragraph shall continue in force until—
- (a) the time when the purpose for which the entry is required is satisfied; or
 - (b) the end of the period of 28 days from the day on which the warrant is granted,

whichever is the earlier.

Modifications etc. (not altering text)

C1 Sch. 5 paras. 5-8 applied (21.3.2011) by [Energy Act \(Northern Ireland\) 2011 \(c. 6\)](#), **ss. 14(8)**, 36(1); S.R. 2011/95, **art. 2**

Changes to legislation:

The Gas (Northern Ireland) Order 1996, Cross Heading: Warrant to authorise entry is up to date with all changes known to be in force on or before 24 January 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Instrument am. (pt.prosp.) by [1998 c. 41 s.66\(5\)Sch.10 Pt.III para.8](#)
- Instrument amended by [1998 c. 41 s.66\(5\)Sch.10 Pt.V para.18](#)
- Instrument rev. in pt. (prosp.) by [1998 c. 41 ss.66\(5\),74\(3\)](#), Sch.10, Pt.V, para.18, Sch.14, Pt.II

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

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

- art. 18(1A)(aa) inserted by S.I. 2019/93, Sch. 1 para. 7(2)(b) (as substituted) by [S.I. 2019/1245 reg. 24](#) (This amendment not applied to [legislation.gov.uk](#). The affecting statutory instrument has no legal effect. It was made under a procedure which meant that it ceased to have effect 28 days after signing unless it was debated and approved in Parliament within that time. It was not debated and approved within 28 days, so it has expired with no effect.)