

## SCHEDULE 10

### Amendments to legislation

## PART 1

### Amendments to UK primary legislation

#### **Criminal Justice and Police Act 2001**

1.—(1) The Criminal Justice and Police Act 2001(1) is amended as follows.

(2) In section 50(6), after “section 28(2)(b) of the Competition Act 1998 (c. 41)”, insert “or paragraph 8(1)(b) of Schedule 4 to the State Aid (EU Exit) Regulations 2019”.

(3) After section 57(1)(t)(2), insert—

“(u) paragraph 14 of Schedule 4 to the State Aid (EU Exit) Regulations 2019.”.

(4) After section 63(2)(i)(3), insert—

“(j) paragraph 8(1)(g) of Schedule 4 to the State Aid (EU Exit) Regulations 2019.”.

(5) After section 64(3)(a)(iii)(4), insert—

“(iv) paragraph 8 of Schedule 4 to the State Aid (EU Exit) Regulations 2019.”.

(6) After section 65(3A)(5), insert—

“(3B) In relation to property which has been seized in exercise, or purported exercise, of—

(a) the power of seizure conferred by paragraph 8 of Schedule 4 to the State Aid (EU Exit) Regulations 2019, or

(b) so much of any power of seizure conferred by section 50 as is exercisable by reference to that power,

references in this Part to an item subject to legal privilege shall be read as references to a privileged communication within the meaning of paragraph 17 of Schedule 4 to those Regulations.”.

(7) In Schedule 1, after paragraph 67(6), insert—

“*State Aid (EU Exit) Regulations 2019*

**67A.** Each of the powers of seizure conferred by paragraph 8 of Schedule 4 to the State Aid (EU Exit) Regulations 2019 (seizure of documents or information).”.

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(1) 2001 c.16.

(2) Section 57(1) was amended by regulation 13 of S.I. 2016/680, article 364 of S.I. 2001/3649, Schedule 6 to the Human Tissue Act 2004 (c. 30), Schedule 3 to the Animal Welfare Act 2006 (c. 45), Schedule 1 to S.I. 2009/1951, Schedule 27 to the Finance Act 2007 (c. 11), Schedule 7 to the Human Fertilisation and Embryology Act 2008 (c. 22), Schedule 6 to the Consumer Rights Act 2015 (c. 15) and Schedule 19 to the Data Protection Act 2018 (c. 12).

(3) Section 63(2) was amended by Schedule 17 to the Gambling Act 2005 (c. 19) and Schedules 23 and 27 to the Finance Act 2007.

(4) Section 64(3) was amended by Schedules 11 and 12 to the Proceeds of Crime Act 2002 (c. 29), Schedule 10 to the Serious Crime Act 2007 (c. 27), Schedule 1 to S.I. 2009/1941 and Schedule 8 to the Policing and Crime Act 2009 (c. 26).

(5) Section 65 was amended by Schedule 11 to the Proceeds of Crime Act 2002 (c. 29), regulation 26 of S.I. 2006/3363, Schedule 1 to S.I. 2009/1941, Schedule 27 to the Finance Act 2007, Schedule 6 to the Consumer Rights Act 2015 and Schedule 19 to the Data Protection Act 2018.

(6) There are amendments to Schedule 1 but none are relevant to these Regulations.