



Regulation of Investigatory Powers Act 2000

2000 CHAPTER 23

PART V

MISCELLANEOUS AND SUPPLEMENTAL

Supplemental

[^{F1}77A Procedure for order of sheriff under section 23A or 32A: Scotland

- (1) This section applies to an application to the sheriff for an order under section 23A or 32A.
- (2) Rules of court must make provision for the purposes of ensuring that an application to which this section applies is dealt with in private and must, in particular—
 - (a) require the sheriff to determine an application in private,
 - (b) secure that any hearing is to be held in private, and
 - (c) ensure that notice of an application (or of any order being made) is not given to—
 - (i) the person to whom the authorisation or notice which is the subject of the application or order relates, or
 - (ii) such a person's representatives.
- (3) The Court of Session's power under section 32 of the Sheriff Courts (Scotland) Act 1971 to regulate and prescribe the procedure and practice to be followed in relation to an application to which this section applies is subject to, but is not otherwise constrained by, sections 23B and 32B and this section.]

Status: Point in time view as at 01/11/2012. This version of this provision has been superseded.

Changes to legislation: Regulation of Investigatory Powers Act 2000, Section 77A is up to date with all changes known to be in force on or before 04 September 2023. 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. (See end of Document for details)

Textual Amendments

- F1** Ss. 77A, 77B inserted (1.11.2012 for specified purposes) by [Protection of Freedoms Act 2012 \(c. 9\)](#), s. 120, [Sch. 9 para. 15](#) (with s. 97); S.I. 2012/2075, art. 4(e)

Status:

Point in time view as at 01/11/2012. This version of this provision has been superseded.

Changes to legislation:

Regulation of Investigatory Powers Act 2000, Section 77A is up to date with all changes known to be in force on or before 04 September 2023. 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.