



Protection of Freedoms Act 2012

2012 CHAPTER 9

PART 3

PROTECTION OF PROPERTY FROM DISPROPORTIONATE ENFORCEMENT ACTION

CHAPTER 1

POWERS OF ENTRY

Repealing, adding safeguards or rewriting powers of entry

42 Duty to review certain existing powers of entry

- (1) Each Minister of the Crown who is a member of the Cabinet must, within the relevant period—
 - (a) review relevant powers of entry, and relevant associated powers, for which the Minister is responsible with a view to deciding whether to make an order under section 39(1), 40 or 41 in relation to any of them,
 - (b) prepare a report of that review, and
 - (c) lay a copy of the report before Parliament.
- (2) A failure by a Minister of the Crown to comply with a duty under subsection (1) in relation to a power of entry or associated power does not affect the validity of the power.
- (3) In this section—
 - “relevant associated power” means any associated power in a public general Act or a statutory instrument made under such an Act,
 - “the relevant period” means the period of two years beginning with the day on which this Act is passed,
 - “relevant power of entry” means any power of entry in a public general Act or a statutory instrument made under such an Act.

Changes to legislation: Protection of Freedoms Act 2012, Section 42 is up to date with all changes known to be in force on or before 26 May 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. (See end of Document for details) [View outstanding changes](#)

Commencement Information

II S. 42 in force at 1.7.2012 by [S.I. 2012/1205](#), [art. 3\(1\)](#)

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2012/2234 art. 13 by [S.I. 2014/831 art. 2\(2\)](#)
- specified provision(s) transitional provisions and savings for commencing S.I. 2013/1814 by [S.I. 2013/1813 art. 2-9](#)

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

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

- Sch. 1 para. 7A inserted by [2019 c. 3 Sch. 2 para. 20](#)