



# Psychoactive Substances Act 2016

## 2016 CHAPTER 2

### *Powers of entry, search and seizure*

#### **41 Powers of examination, etc**

- (1) This section applies where a relevant enforcement officer is exercising a power of search conferred by section 37, 38 or 39 in relation to any premises.
- (2) The officer may examine anything that is in or on the premises.
- (3) The officer may carry out any measurement or test of anything which the officer has power under this section to examine.
- (4) The power conferred by subsection (3) includes power to take a sample from any live plant.
- (5) For the purpose of exercising—
  - (a) a power of search conferred by section 37, 38 or 39, or
  - (b) any power conferred by this section,the officer may, so far as is reasonably necessary for that purpose, break open any container or other locked thing.
- (6) The officer may require any person in or on the premises to afford such facilities and assistance with respect to matters under that person's control as the officer considers would facilitate the exercise of—
  - (a) a power of search conferred by section 37, 38 or 39, or
  - (b) any power conferred by this section.
- (7) Nothing in this section confers any power to search a person.

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#### **Commencement Information**

**II** S. 41 in force at 26.5.2016 by S.I. 2016/553, reg. 2

**Status:**

Point in time view as at 26/05/2016.

**Changes to legislation:**

There are currently no known outstanding effects for the Psychoactive Substances Act 2016, Section 41.