



Investigatory Powers Act 2016

2016 CHAPTER 25

PART 2

LAWFUL INTERCEPTION OF COMMUNICATIONS

CHAPTER 2

OTHER FORMS OF LAWFUL INTERCEPTION

Interception with consent

44 Interception with the consent of the sender or recipient

- (1) The interception of a communication is authorised by this section if the sender and the intended recipient of the communication have each consented to its interception.
- (2) The interception of a communication is authorised by this section if—
 - (a) the communication is one sent by, or intended for, a person who has consented to the interception, and
 - (b) surveillance by means of that interception has been authorised under—
 - (i) Part 2 of the Regulation of Investigatory Powers Act 2000, or
 - (ii) the Regulation of Investigatory Powers (Scotland) Act 2000 (2000 asp 11).

Commencement Information

II [S. 44](#) in force at 27.6.2018 by [S.I. 2018/652](#), [reg. 8\(p\)](#)

Changes to legislation:

Investigatory Powers Act 2016, Cross Heading: Interception with consent is up to date with all changes known to be in force on or before 09 August 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.

[View outstanding changes](#)

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. 3 para. 8A and cross-heading inserted by [2023 c. 32 Sch. 18 para. 10\(2\)](#)
- Sch. 3 para. 20(2)(ha)(hb) inserted by [2023 c. 32 Sch. 18 para. 10\(3\)\(a\)](#)