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**Changes to legislation:** Investigatory Powers Act 2016, Paragraph 38 is up to date with all changes known to be in force on or before 23 April 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](#)

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# SCHEDULES

## SCHEDULE 10

### MINOR AND CONSEQUENTIAL PROVISION

#### PART 2

#### LAWFUL INTERCEPTION OF COMMUNICATIONS

##### *Intelligence Services Act 1994*

- 38 In section 11(1A) of the Intelligence Services Act 1994 (meaning of “prevention” and “detection”) for the words from “apply” to the end substitute “ apply for the purposes of this Act as it applies for the purposes of that Act, except that for the purposes of section 3 above it shall not include a reference to gathering evidence for use in any legal proceedings (within the meaning of that Act). ”

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#### **Commencement Information**

- II** Sch. 10 para. 38 in force at 27.12.2018 by S.I. 2018/940, reg. 5(d)

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**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):

- s. 58(4)(e) inserted by [2023 c. 41 Sch. 13 para. 9](#)