

*Changes to legislation:* Investigatory Powers Act 2016, Part 1 is up to date with all changes known to be in force on or before 14 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. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 8

#### COMBINATION OF WARRANTS AND AUTHORISATIONS

##### PART 1

##### COMBINATIONS WITH TARGETED INTERCEPTION WARRANTS

###### *Warrants that may be issued by Secretary of State*

- 1 The Secretary of State may, on an application made by or on behalf of the head of an intelligence service, issue a warrant that combines a targeted interception warrant which the Secretary of State has power to issue under section 19(1) with one or more of the following—
- (a) a targeted examination warrant which the Secretary of State has power to issue under section 19(2);
  - (b) a targeted equipment interference warrant which the Secretary of State has power to issue under section 102(1);
  - (c) a targeted examination warrant which the Secretary of State has power to issue under section 102(3);
  - (d) a warrant which the Secretary of State has power to issue under section 5 of the Intelligence Services Act 1994 (warrants for entry or interference with property or wireless telegraphy);
  - (e) an authorisation under section 28 of the Regulation of Investigatory Powers Act 2000 (authorisation of directed surveillance);
  - (f) an authorisation under section 32 of that Act (authorisation of intrusive surveillance).

###### Commencement Information

- I1** Sch. 8 para. 1 in force at 31.5.2018 for specified purposes by [S.I. 2018/652](#), **reg. 6(b)(i)**  
**I2** Sch. 8 para. 1 in force at 6.7.2018 in so far as not already in force by [S.I. 2018/817](#), **reg. 2**

- 2 The Secretary of State may, on an application made by or on behalf of the Chief of Defence Intelligence, issue a warrant that combines a targeted interception warrant which the Secretary of State has power to issue under section 19(1) with one or more of the following—
- (a) a targeted equipment interference warrant which the Secretary of State has power to issue under section 104;
  - (b) an authorisation under section 28 of the Regulation of Investigatory Powers Act 2000 (authorisation of directed surveillance);
  - (c) an authorisation under section 32 of that Act (authorisation of intrusive surveillance).

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#### Commencement Information

- I3** [Sch. 8 para. 2](#) in force at 31.5.2018 for specified purposes by [S.I. 2018/652](#), [reg. 6\(b\)\(i\)](#)  
**I4** [Sch. 8 para. 2](#) in force at 6.7.2018 in so far as not already in force by [S.I. 2018/817](#), [reg. 2](#)

- 3 (1) The Secretary of State may, on an application made by or on behalf of a relevant intercepting authority, issue a warrant that combines a targeted interception warrant which the Secretary of State has power to issue under section 19(1) with one or more of the following—
- (a) a targeted equipment interference warrant which a law enforcement chief has power to issue under section 106;
  - (b) an authorisation under section 93 of the Police Act 1997 (authorisations to interfere with property);
  - (c) an authorisation under section 28 of the Regulation of Investigatory Powers Act 2000 (authorisation of directed surveillance);
  - (d) an authorisation under section 32 of that Act (authorisation of intrusive surveillance).
- (2) For the purposes of sub-paragraph (1), each of the following is a “relevant intercepting authority”—
- (a) the Director General of the National Crime Agency;
  - (b) the Commissioner of Police of the Metropolis;
  - (c) the Chief Constable of the Police Service of Northern Ireland;
  - (d) the chief constable of the Police Service of Scotland;
  - (e) the Commissioners for Her Majesty's Revenue and Customs.

#### Commencement Information

- I5** [Sch. 8 para. 3](#) in force at 30.8.2018 for specified purposes by [S.I. 2018/940](#), [reg. 2\(1\)\(f\)](#) (with [reg. 2\(2\)](#))  
**I6** [Sch. 8 para. 3](#) in force at 26.9.2018 in so far as not already in force by [S.I. 2018/940](#), [reg. 3\(g\)\(i\)](#)

#### *Warrants that may be issued by Scottish Ministers*

- 4 The Scottish Ministers may, on an application made by or on behalf of the head of an intelligence service, issue a warrant that combines a targeted interception warrant which the Scottish Ministers have power to issue under section 21(1) with one or more of the following—
- (a) a targeted examination warrant which the Scottish Ministers have power to issue under section 21(2);
  - (b) a targeted equipment interference warrant which the Scottish Ministers have power to issue under section 103(1);
  - (c) a targeted examination warrant which the Scottish Ministers have power to issue under section 103(2);
  - (d) a warrant which the Scottish Ministers have power to issue under section 5 of the Intelligence Services Act 1994 (warrants for entry or interference with property or wireless telegraphy).

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#### Commencement Information

- I7** Sch. 8 para. 4 in force at 31.5.2018 for specified purposes by S.I. 2018/652, reg. 6(b)(i)  
**I8** Sch. 8 para. 4 in force at 6.7.2018 in so far as not already in force by S.I. 2018/817, reg. 2

- 5 The Scottish Ministers may, on an application made by or on behalf of the chief constable of the Police Service of Scotland, issue a warrant that combines a targeted interception warrant which the Scottish Ministers have power to issue under section 21(1) with one or more of the following—
- (a) a targeted equipment interference warrant which a law enforcement chief has power to issue under section 106;
  - (b) an authorisation under section 93 of the Police Act 1997 (authorisations to interfere with property);
  - (c) an authorisation under section 28 of the Regulation of Investigatory Powers Act 2000 (authorisation of directed surveillance);
  - (d) an authorisation under section 32 of that Act (authorisation of intrusive surveillance).

#### Commencement Information

- I9** Sch. 8 para. 5 in force at 30.8.2018 for specified purposes by S.I. 2018/940, reg. 2(1)(f) (with reg. 2(2))  
**I10** Sch. 8 para. 5 in force at 26.9.2018 in so far as not already in force by S.I. 2018/940, reg. 3(g)(i)

- 6 The Scottish Ministers may, on an application made by or on behalf of the chief constable of the Police Service of Scotland, issue a warrant that combines a targeted interception warrant which the Scottish Ministers have power to issue under section 21(1) with one or more of the following—
- (a) a targeted equipment interference warrant which a law enforcement chief has power to issue under section 106;
  - (b) an authorisation under section 93 of the Police Act 1997 (authorisations to interfere with property);
  - (c) an authorisation under section 6 of the Regulation of Investigatory Powers (Scotland) Act 2000 (2000 asp 11) (authorisation of directed surveillance);
  - (d) an authorisation under section 10 of that Act (authorisation of intrusive surveillance).

#### Commencement Information

- I11** Sch. 8 para. 6 in force at 30.8.2018 for specified purposes by S.I. 2018/940, reg. 2(1)(f) (with reg. 2(2))  
**I12** Sch. 8 para. 6 in force at 26.9.2018 in so far as not already in force by S.I. 2018/940, reg. 3(g)(i)

- 7 (1) The Scottish Ministers may, on an application made by or on behalf of a relevant intercepting authority, issue a warrant that combines a targeted interception warrant which the Scottish Ministers have power to issue under section 21(1) with one or more of the following—
- (a) a targeted equipment interference warrant which a law enforcement chief has power to issue under section 106;
  - (b) an authorisation under section 93 of the Police Act 1997 (authorisations to interfere with property).

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(2) For the purposes of sub-paragraph (1), each of the following is a “relevant intercepting authority”—

- (a) the Director General of the National Crime Agency;
- (b) the Commissioner of Police of the Metropolis;
- (c) the Chief Constable of the Police Service of Northern Ireland;
- (d) the Commissioners for Her Majesty's Revenue and Customs.

**Commencement Information**

- I13** Sch. 8 para. 7 in force at 30.8.2018 for specified purposes by [S.I. 2018/940](#), **reg. 2(1)(f)** (with **reg. 2(2)**)
- I14** Sch. 8 para. 7 in force at 26.9.2018 in so far as not already in force by [S.I. 2018/940](#), **reg. 3(g)(i)**

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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):

- 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\(3\)\(a\)](#)