

*Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism and Border Security Act 2019, Paragraph 17. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

#### BORDER SECURITY

##### Modifications etc. (not altering text)

- C1** Sch. 3 modified (30.9.2020 immediately after the amendments by S.I. 2020/915, art. 5 come into force) by [The Channel Tunnel \(Arrangements with the Kingdom of the Netherlands\) Order 2020 \(S.I. 2020/916\)](#), arts. 1(3), **6**
- C1** Sch. 3 modified by S.I. 1994/1405, **art. 7** (as amended (coming into force in accordance with art. 1(3) of the amending S.I.) by [The Channel Tunnel \(International Arrangements and Miscellaneous Provisions\) \(Amendment\) Order 2020 \(S.I. 2020/915\)](#), arts. 1(3), **11**)
- C1** Sch. 3 modified by S.I. 1993/1813, **Sch. 4 para. 7** (as inserted (12.2.2019 for specified purposes; 13.8.2020 in so far as not already in force) by [Counter Terrorism and Border Security Act 2019 \(c. 3\)](#), s. 27(1)(g), Sch. 3 para. 63(1) (with s. 25(9), **Sch. 3 para. 63(2)**); S.I. 2020/792, **reg. 2(g)**)

#### PART 1

##### POWERS

###### *Power to make and retain copies*

- 17 (1) This paragraph applies where the examining officer is a constable.
- (2) The officer may copy anything which—
- (a) is given to the officer in accordance with paragraph 3,
  - (b) is searched or found on a search under paragraph 8, or
  - (c) is examined under paragraph 9.
- (3) The copy may be retained—
- (a) for so long as it is necessary for the purpose of determining whether a person is or has been engaged in hostile activity,
  - (b) while the examining officer believes that it may be needed for use as evidence in criminal proceedings,
  - (c) while the examining officer believes that it may be needed in connection with a decision by the Secretary of State whether to make a deportation order under the Immigration Act 1971,
  - (d) while the examining officer believes it necessary to retain the copy—
    - (i) in the interests of national security,
    - (ii) in the interests of the economic well-being of the United Kingdom so far as those interests are also relevant to the interests of national security, or
    - (iii) for the purpose of preventing or detecting an act of serious crime, or

---

*Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism and Border Security Act 2019, Paragraph 17. (See end of Document for details)*

---

- (e) while the examining officer believes it necessary to retain the copy to prevent death or significant injury.

**Commencement Information**

- I1** Sch. 3 para. 17 in force at Royal Assent for specified purposes, see. s. 27(1)(g)(2)(c)  
**I2** Sch. 3 para. 17 in force at 13.8.2020 in so far as not already in force by [S.I. 2020/792](#), **reg. 2(g)**

**Changes to legislation:**

There are currently no known outstanding effects for the Counter-Terrorism and Border Security Act 2019, Paragraph 17.