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STATUTORY INSTRUMENTS

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**2001 No. 1057**

**The Regulation of Investigatory Powers  
(British Broadcasting Corporation) Order 2001**

**Modification of section 45(1)**

**5.** In its application to the detection of television receivers, section 45 of the 2000 Act (cancellation of authorisations) shall have effect as if—

(a) in subsection (1) for the words from “if” to the end there were substituted “if he is satisfied that the authorisation is one in relation to which the requirements of section 27A(3)(a) and (b) are no longer satisfied”; and

(b) after subsection (1) there were inserted—

“(1A) Where any duty imposed by subsection (1) would otherwise fall on a person who is no longer available to perform it, that duty is to be performed by—

(a) the person, if any, appointed for the purpose of this subsection in accordance with subsection (1B);

(b) where no such person has been appointed, the person (if any) holding a position within the British Broadcasting Corporation who has taken over the responsibilities of the person who is no longer available, or most of them.

(1B) The person making an appointment for the purpose of subsection (1A), and the person appointed, must each be—

(a) a person designated for the purposes of section 27A, or

(b) a person holding a more senior position within the British Broadcasting Corporation than was held by the person who is no longer available.”.