
STATUTORY INSTRUMENTS

2009 No. 2056

**The Armed Forces (Powers of Stop and Search,
Search, Seizure and Retention) Order 2009**

PART 4

Additional powers of seizure

The duty to secure

30.—(1) The duty to secure that arises under this article is a duty of the person for the time being having possession, in consequence of the seizure, of the seized property to secure that arrangements are in force that ensure that the seized property (without being returned) is not, at any time after the giving of the notice of the application under article 29(1), either—

(a) examined or copied, or

(b) put to any use to which its seizure would, apart from this paragraph, entitle it to be put, except with the consent of the applicant or in accordance with the directions of the judge advocate.

(2) Paragraph (1) shall not have effect in relation to any time after the withdrawal of the application to which the notice relates.

(3) Nothing in any arrangements for the purposes of this article shall be taken to prevent the giving of a notice under section 49 of the Regulation of Investigatory Powers Act 2000⁽¹⁾ (notices for the disclosure of material protected by encryption etc) in respect of any information contained in the seized material; but paragraph (1) shall apply to anything disclosed for the purpose of complying with such a notice as it applies to the seized material in which the information in question is contained.