SCHEDULE 1

Amendments of the Investigatory Powers Act 2016

6.—(1) Section 65 (duration and cancellation of authorisations and notices) is amended as follows.

(2) In subsection (1), after "authorisation" insert " under section 60A or 61 ".

(3) In subsection (2), after "authorisation", in the first place it occurs, insert " under section 60A or 61 ".

(4) After subsection (3) insert—

"(3A) An authorisation under section 61A ceases to have effect at the end of the period of 3 days beginning with the date on which it is granted.".

(5) After subsection (3A) (as inserted by sub-paragraph (4)) insert—

"(3B) Where the Investigatory Powers Commissioner has granted an authorisation under section 60A to a relevant public authority—

(a) the Investigatory Powers Commissioner or an officer of the authority may cancel it at any time, and

(b) the Investigatory Powers Commissioner or an officer of the authority must cancel it if the Commissioner or (as the case may be) the officer considers that the requirements of this Part would not be satisfied in relation to granting an equivalent new authorisation.".

(6) In subsection (4), after "authorisation", in the first place it occurs, insert " under section 61 or 61A ".

(7) In subsection (7)—

(a) in paragraph (a), after "subsection (1)" insert " or (3A) ";

(b) in paragraph (b), for "subsection (4)" substitute " subsection (3B) or (4) ".

Changes to legislation:
There are currently no known outstanding effects for the The Data Retention and Acquisition Regulations 2018, Paragraph 6.