

SCHEDULE 2

Obligations in relation to authorisations granted or notices given under Part 3 of the Act and warrants issued under Chapter 2 of Part 6 of the Act

PART 2

Relevant postal operators

14. To provide and maintain the capability to ensure that communications data in relation to communications transmitted by means of a postal service can be disclosed to a person authorised under section 61 of the Act to obtain it.

15. Where, in the course of their normal business, the postal operator keeps records of who sent which item, to provide and maintain the capability to ensure that communications data in relation to postal items sent by identified persons can be disclosed to a person authorised under section 61 of the Act to obtain the data.

16.—(1) To comply with the other obligations imposed by a technical capability notice in such a manner that the risk of any unauthorised persons becoming aware of any matter within section 82(1)(a) or (b) of the Act, is minimised, in particular by ensuring that apparatus, systems or other facilities or services, as well as procedures and policies, are developed and maintained in accordance with security standards or guidance specified in the notice.

(2) For the purpose of this paragraph, a person is an unauthorised person in relation to a matter within sections 82(1)(a) or (b) of the Act if, were the matter disclosed to that person by a postal operator, or any person engaged for the purposes of the business of a postal operator, that disclosure would, if made without reasonable excuse, be an disclosure prohibited by section 82(1) of the Act.