

*Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Paragraph 27. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 2

#### POWERS OF ENTRY, SEARCH AND SEIZURE

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

- C1** Sch. 2 applied (20.12.2023) by 1989 c. 6, s. 11(3) (as substituted by [National Security Act 2023 \(c. 32\)](#), s. 100(1), [Sch. 18 para. 6\(3\)\(a\)](#) (with s. 97); S.I. 2023/1272, reg. 2(f))

#### PART 2

##### SCOTLAND

##### *Urgent cases*

- 27 (1) A police officer of at least the rank of superintendent may by a written order signed by them give to any constable the authority which may be given by a warrant under [paragraph 25](#) (subject to [sub-paragraph \(2\)](#)).
- (2) An order under [this paragraph](#) does not authorise a constable to retain confidential journalistic material.
- (3) An officer may not make an order under [this paragraph](#) unless the officer—
- (a) is satisfied as mentioned in [paragraph 25\(2\)](#) or (3), and
  - (b) has reasonable grounds for believing that the case is one of great emergency and that immediate action is necessary.
- (4) Where an order is made under [this paragraph](#) particulars of the case must be notified as soon as is reasonably practicable to the Secretary of State.
- (5) A person who wilfully obstructs a search under [this paragraph](#) commits an offence.
- (6) A person who commits an offence under [sub-paragraph \(5\)](#) is liable on summary conviction to imprisonment for a term not exceeding 3 months or a fine not exceeding level 4 on the standard scale (or both).
- (7) “Confidential journalistic material” has the same meaning as in the Investigatory Powers Act 2016 (see section 264(6) and (7) of that Act).

##### Commencement Information

- I1** Sch. 2 para. 27 not in force at Royal Assent, see 100(1)
- I2** [Sch. 2 para. 27](#) in force at 20.12.2023 by S.I. 2023/1272, reg. 2(a)

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