



The Environmental Protection (Single-use Plastic Products) (Wales) Act 2023

2023 asc 2

Enforcement

11 Power of entry: other circumstances requiring warrant

- (1) A justice of the peace may issue a warrant authorising an authorised officer of a local authority to enter premises, other than residential premises, by force if necessary, if satisfied on sworn information in writing that—
 - (a) there are reasonable grounds for believing that an offence under section 5 has been committed in the area of the local authority,
 - (b) it is necessary to enter the premises for the purpose of ascertaining whether such an offence has been committed, and
 - (c) a requirement set out in subsection (2) or (3) is met.
- (2) The requirement is that—
 - (a) a request to enter the premises has been, or is likely to be, refused, and
 - (b) notice of intention to apply for a warrant under this section has been given to the occupier, or to a person who reasonably appears to the local authority to be concerned in the management of the premises.
- (3) The requirement is that requesting to enter the premises, or the giving of notice of intention to apply for a warrant under this section, is likely to defeat the purpose of the entry.
- (4) The warrant continues in force until the end of the period of 28 days beginning with the date on which it was issued.

Commencement Information

- 11** S. 11 not in force at Royal Assent, see [s. 22\(2\)](#)
- 12** S. 11 in force at 30.10.2023 by [S.I. 2023/1149](#), [art. 2\(i\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Environmental Protection (Single-use Plastic Products) (Wales) Act 2023, Section 11.