

## SCHEDULE ENFORCEMENT POWERS

### *Entry and associated powers*

- 3 (1) A sheriff or justice of the peace may grant a warrant under this sub-paragraph if satisfied—
- (a) that there are reasonable grounds for suspecting—
    - (i) that a relevant offence has been or is being committed at any premises, or
    - (ii) that evidence of the commission of, or participation in, a relevant offence is to be found at any premises, and
  - (b) that [sub-paragraph \(2\)](#) or [\(3\)](#) applies.
- (2) This sub-paragraph applies if—
- (a) admission to the premises has been refused or such a refusal may reasonably be expected, and
  - (b) either—
    - (i) notice of the intention to seek a warrant has been given to the occupier of the premises, or
    - (ii) the giving of such notice would frustrate the purpose for which the warrant is sought.
- (3) This sub-paragraph applies if—
- (a) the premises are unoccupied, or
  - (b) the occupier is temporarily absent.