
STATUTORY INSTRUMENTS

1989 No. 1341

**The Police and Criminal Evidence
(Northern Ireland) Order 1989**

PART III

POWERS OF ENTRY, SEARCH AND SEIZURE

Search warrants

Power of justice of the peace to authorise entry and search of premises

10.—(1) If on an application made by a constable a justice of the peace is satisfied that there are reasonable grounds for believing—

- (a) that [^{F1}an indictable offence] has been committed; and
- (b) that there is material on premises [^{F2}mentioned in paragraph (1A)] which is likely to be of substantial value (whether by itself or together with other material) to the investigation of the offence; and
- (c) that the material is likely to be relevant evidence; and
- (d) that it does not consist of or include items subject to legal privilege, excluded material or special procedure material; and
- (e) that any of the conditions specified in paragraph (3) applies [^{F3}in relation to each set of premises specified in the application],

he may issue a warrant authorising a constable to enter and search the premises.

[^{F4}(1A) The premises referred to in paragraph (1)(b) are—

- (a) one or more sets of premises specified in the application (in which case the application is for a “specific premises warrant”); or
- (b) any premises occupied or controlled by a person specified in the application, including such sets of premises as are so specified (in which case the application is for an “all premises warrant”).

(1B) If the application is for an all premises warrant, the lay magistrate must also be satisfied—

- (a) that because of the particulars of the offence referred to in sub-paragraph (a) of paragraph (1), there are reasonable grounds for believing that it is necessary to search premises occupied or controlled by the person in question which are not specified in the application in order to find the material referred to in sub-paragraph (b) of that paragraph; and
- (b) that it is not reasonably practicable to specify in the application all the premises which he occupies or controls and which might need to be searched.

Changes to legislation: *The Police and Criminal Evidence (Northern Ireland) Order 1989, Cross Heading:*

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(1C) The warrant may authorise entry to and search of premises on more than one occasion if, on the application, the lay magistrate is satisfied that it is necessary to authorise multiple entries in order to achieve the purpose for which he issues the warrant.

(1D) If it authorises multiple entries, the number of entries authorised may be unlimited, or limited to a maximum.]

(2) A constable may seize and retain anything for which a search has been authorised under paragraph (1).

(3) The conditions mentioned in paragraph (1)(e) are—

- (a) that it is not practicable to communicate with any person entitled to grant entry to the premises;
- (b) that it is practicable to communicate with a person entitled to grant entry to the premises but it is not practicable to communicate with any person entitled to grant access to the evidence;
- (c) that entry to the premises will not be granted unless a warrant is produced;
- (d) that the purpose of a search may be frustrated or seriously prejudiced unless a constable arriving at the premises can secure immediate entry to them.

(4) In this Order “relevant evidence”, in relation to an offence, means anything that would be admissible in evidence at a trial for the offence.

(5) The power to issue a warrant conferred by this Article is in addition to any such power otherwise conferred.

[^{F5}(6) This Article applies in relation to a relevant offence (as defined in section 28D(4) of the Immigration Act 1971) as it applies in relation to [^{F6}an indictable offence].]

- F1** Words in art. 10(1)(a) substituted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **7(2)**
- F2** Words in art. 10(1)(b) substituted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **7(3)(a)**
- F3** Words in art. 10(1)(e) added (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **7(3)(b)**
- F4** Art. 10(1A)-(1D) inserted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **7(4)**
- F5** 1999 c. 33
- F6** Words in art. 10(6) substituted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **7(5)**

Modifications etc. (not altering text)

- C1** Art. 10 applied (with modifications) (1.12.2007) by [Police and Criminal Evidence \(Application to Revenue and Customs\) Order \(Northern Ireland\) 2007 \(S.R. 2007/464\)](#), arts. 3-15, **Sch. 1**, Sch. 2
- C2** Art. 10 applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, **Sch. 1**, Sch. 2

Special provisions as to access

11.—(1) A constable may obtain access to excluded material or special procedure material for the purposes of a criminal investigation by making an application under Schedule 1 and in accordance with that Schedule.

(2) Subject to paragraph (3), any statutory provision passed or made before the making of this Order under which a search of premises for the purposes of a criminal investigation could be

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authorised by the issue of a warrant to a constable shall cease to have effect so far as it relates to the authorisation of searches—

- (a) for items subject to legal privilege; or
- (b) for excluded material; or
- (c) for special procedure material consisting of documents or records other than documents.

(3) Nothing in this Article or in Schedule 1 shall affect the powers conferred by^{F7} sections 37 and 38 of, and Schedules 5 and 6 to, the Terrorism Act 2000].

F7 2000 c. 11

Modifications etc. (not altering text)

- C3** Art. 11(1)(2) applied (with modifications) (1.12.2007) by [Police and Criminal Evidence \(Application to Revenue and Customs\) Order \(Northern Ireland\) 2007 \(S.R. 2007/464\)](#), arts. 3-15, **Sch. 1**, Sch. 2
- C4** Art. 11(1)(2) applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, **Sch. 1**, Sch. 2

Meaning of “items subject to legal privilege”

12.—(1) Subject to paragraph (2), in this Order “items subject to legal privilege” means—

- (a) communications between a professional legal adviser and his client or any person representing his client made in connection with the giving of legal advice to the client;
- (b) communications between a professional legal adviser and his client or any person representing his client or between such an adviser or his client or any such representative and any other person made in connection with or in contemplation of legal proceedings and for the purposes of such proceedings; and
- (c) items enclosed with or referred to in such communications and made—
 - (i) in connection with the giving of legal advice; or
 - (ii) in connection with or in contemplation of legal proceedings and for the purposes of such proceedings,

when they are in the possession of a person who is entitled to possession of them.

(2) Items held with the intention of furthering a criminal purpose are not items subject to legal privilege.

Modifications etc. (not altering text)

- C5** Art. 12 applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, **Sch. 1**, Sch. 2

Meaning of “excluded material”

13.—(1) Subject to the following provisions of this Article, in this Order “excluded material” means—

- (a) personal records which a person has acquired or created in the course of any trade, business, profession or other occupation or for the purposes of any paid or unpaid office and which he holds in confidence;
- (b) human tissue or tissue fluid which has been taken for the purposes of diagnosis or medical treatment and which a person holds in confidence;

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- (c) journalistic material which a person holds in confidence and which consists—
 - (i) of documents; or
 - (ii) of records other than documents.
- (2) A person holds material other than journalistic material in confidence for the purposes of this Article if he holds it subject—
 - (a) to an express or implied undertaking to hold it in confidence; or
 - (b) to a restriction on disclosure or an obligation of secrecy contained in any statutory provision, including a statutory provision passed or made after the making of this Order.
- (3) A person holds journalistic material in confidence for the purposes of this Article if—
 - (a) he holds it subject to such an undertaking, restriction or obligation; and
 - (b) it has been continuously held (by one or more persons) subject to such an undertaking, restriction or obligation since it was first acquired or created for the purposes of journalism.

Modifications etc. (not altering text)

C6 [Art. 13](#) applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, **Sch. 1**, Sch. 2

Meaning of “personal records”

14. In this Part “personal records” means documentary and other records concerning an individual (whether living or dead) who can be identified from them and relating—

- (a) to his physical or mental health;
- (b) to spiritual counselling or assistance given or to be given to him; or
- (c) to counselling or assistance given or to be given to him, for the purposes of his personal welfare, by any voluntary organisation or by any individual who—
 - (i) by reason of his office or occupation has responsibilities for his personal welfare; or
 - (ii) by reason of an order of a court has responsibilities for his supervision.

Modifications etc. (not altering text)

C7 [Art. 14](#) applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, **Sch. 1**, Sch. 2

Meaning of “journalistic material”

15.—(1) Subject to paragraph (2), in this Order “journalistic material” means material acquired or created for the purposes of journalism.

(2) Material is only journalistic material for the purposes of this Order if it is in the possession of a person who acquired or created it for the purposes of journalism.

(3) A person who receives material from someone who intends that the recipient shall use it for the purposes of journalism is to be taken to have acquired it for those purposes.

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Modifications etc. (not altering text)

- C8** [Art. 15](#) applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, [Sch. 1](#), [Sch. 2](#)

Meaning of “special procedure material”

16.—(1) In this Order “special procedure material” means—

- (a) material to which paragraph (2) applies; and
- (b) journalistic material, other than excluded material.

(2) Subject to the following provisions of this Article, this paragraph applies to material, other than items subject to legal privilege and excluded material, in the possession of a person who—

- (a) acquired or created it in the course of any trade, business, profession or other occupation or for the purpose of any paid or unpaid office; and
- (b) holds it subject—
 - (i) to an express or implied undertaking to hold it in confidence; or
 - (ii) to a restriction or obligation such as is mentioned in Article 13(2)(b).

(3) Where material is acquired—

- (a) by an employee from his employer and in the course of his employment; or
- (b) by a company from an associated company,

it is only special procedure material if it was special procedure material immediately before the acquisition.

(4) Where material is created by an employee in the course of his employment, it is only special procedure material if it would have been special procedure material had his employer created it.

(5) Where material is created by a company on behalf of an associated company, it is only special procedure material if it would have been special procedure material had the associated company created it.

(6) A company is to be treated as another's associated company for the purposes of this Article if it would be so treated under [^{F8}section 449 of the Corporation Tax Act 2010].

- F8** Words in [art. 16\(6\)](#) substituted (1.4.2010 with effect as mentioned in [s. 1184\(1\)](#) of the amending Act) by [Corporation Tax Act 2010 \(c. 4\)](#), ss. 1177, 1184(1), [Sch. 1 para. 219](#) (with [Sch. 2](#))

Modifications etc. (not altering text)

- C9** [Art. 16](#) applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, [Sch. 1](#), [Sch. 2](#)

Search warrants—safeguards

17.—(1) This Article and Article 18 have effect in relation to the issue to constables under any statutory provision, including a statutory provision passed or made after the making of this Order, of warrants to enter and search premises; and an entry on or search of premises under a warrant is unlawful unless the warrant complies with this Article and is executed in accordance with Article 18.

(2) Where a constable applies for any such warrant, it shall be his duty—

- (a) to state—

- (i) the ground on which he makes the application; ^{F9} . . .
- (ii) the statutory provision under which the warrant would be issued; ^{F10}and]
- ^{F11}(iii) if the application is for a warrant authorising entry and search on more than one occasion, the ground on which he applies for such a warrant, and whether he seeks a warrant authorising an unlimited number of entries, or (if not) the maximum number of entries desired;]
- ^{F12}(b) to specify the matters set out in paragraph (2A); and]
- (c) to identify, so far as is practicable, the articles or persons to be sought.
- ^{F13}(2A) The matters which must be specified pursuant to paragraph (2)(b) are—
 - (a) if the application relates to one or more sets of premises specified in the application, each set of premises which it is desired to enter and search;
 - (b) if the application relates to any premises occupied or controlled by a person specified in the application,—
 - (i) as many sets of premises which it is desired to enter and search as it is reasonably practicable to specify;
 - (ii) the person who is in occupation or control of those premises and any others which it is desired to enter and search;
 - (iii) why it is necessary to search more premises than those specified under head (i); and
 - (iv) why it is not reasonably practicable to specify all the premises which it is desired to enter and search.]
- (3) An application for such a warrant shall be supported by a complaint in writing and substantiated on oath.
- (4) The constable shall answer any question that the justice of the peace or judge hearing the application asks him.
- (5) A warrant shall authorise an entry on one occasion only ^{F14}unless it specifies that it authorises multiple entries].
- ^{F15}(5A) If it specifies that it authorises multiple entries, it must also specify whether the number of entries authorised is unlimited, or limited to a specified maximum.]
- (6) A warrant—
 - (a) shall specify—
 - (i) the name of the person who applies for it;
 - (ii) the date on which it is issued;
 - (iii) the statutory provision under which it is issued; and
 - ^{F16}(iv) each set of premises to be searched, or (in the case of an all premises warrant) the person who is in occupation or control of premises to be searched, together with any premises under his occupation or control which can be specified and which are to be searched; and]
 - (b) shall identify, so far as is practicable, the articles or persons to be sought.
- ^{F17}(7) Two copies shall be made of a warrant which specifies only one set of premises and does not authorise multiple entries; and as many copies as are reasonably required may be made of any other kind of warrant.]
- (8) The copies shall be clearly certified as copies by the justice of the peace or judge who issues the warrant.

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- F9** Word in art. 17(2)(a)(i) repealed (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), 9(2)(a), 41(2), **Sch. 2**
- F10** Word in art. 17(2)(a)(ii) inserted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(2)(b)**
- F11** Art. 17(2)(a)(iii) inserted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(2)(c)**
- F12** Art. 17(2)(b) substituted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(3)**
- F13** Art. 17(2A) inserted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(4)**
- F14** Words in art. 17(5) added (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(5)**
- F15** Art. 17(5A) inserted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(6)**
- F16** Art. 17(6)(a)(iv) substituted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(7)**
- F17** Art. 17(7) substituted (1.3.2007) by Police and Criminal Evidence (Amendment) (Northern Ireland) Order 2007 (S.I. 2007/288 (N.I. 2)), arts. 1(2), **9(8)**

Modifications etc. (not altering text)

- C10** Art. 17 applied (with modifications) (1.12.2007) by Police and Criminal Evidence (Application to Revenue and Customs) Order (Northern Ireland) 2007 (S.R. 2007/464), arts. 3-15, **Sch. 1**, Sch. 2
- C11** Art. 17 modified (21.8.2007) by Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007 (S.I. 2007/1842), **reg. 53(6)** (with reg. 3)
- C12** Art. 17 applied (with modifications) (18.5.2009) by Police and Criminal Evidence (Application to the Police Ombudsman) Order (Northern Ireland) 2009 (S.R. 2009/142), art. 3, **Sch. 1**, Sch. 2
- C13** Art. 17 modified (11.7.2011) by Welfare of Animals Act (Northern Ireland) 2011 (c. 16), ss. 47, 59, **Sch. 3 para. 1** (with ss. 1(2), 52(1), 53, 54); S.R. 2011/245, **art. 2**, Sch. 1
- C14** Art. 17 applied with modification(s) (1.3.2016) by The Proceeds of Crime Act 2002 (Application of Police and Criminal Evidence (Northern Ireland) Order 1989) Order (Northern Ireland) 2016 (S.R. 2016/33), arts. 1(1), **2(1)**
- C15** Art. 17 applied (30.11.2017) by The Conservation of Offshore Marine Habitats and Species Regulations 2017 (S.I. 2017/1013), regs. 1, **60(6)** (with regs. 3, 4(2))
- C16** Arts. 17, 18 applied (29.4.2021 for specified purposes, 29.6.2021 in so far as not already in force) by Air Traffic Management and Unmanned Aircraft Act 2021 (c. 12), s. 21(1)(a), **Sch. 8 para. 3(5)**; S.I. 2021/748, **reg. 2(k)**
- C17** Art. 17(5)-(8) applied (31.12.2009) by Banking Act 2009 (c. 1), **ss. 194(7)(9)(b)**, 263(1) (with ss. 206, 247); S.I. 2009/3000, arts. 2(b), 4, Sch. para. 2
- C18** Art. 17(5)-(8) applied (7.6.2010) by Credit Rating Agencies Regulations 2010 (S.I. 2010/906), **reg. 18(6)**
- C19** Art. 17(5)-(8) applied (N.I.) by 2000 c. 8, s. 131FB(8)(as inserted (1.11.2012) by The Financial Services and Markets Act 2000 (Short Selling) Regulations 2012 (S.I. 2012/2554), regs. 1(1), **2(5)**)
- C20** Art. 17(5)-(8) applied (1.4.2013) by The Financial Services and Markets Act 2000 (Over the Counter Derivatives, Central Counterparties and Trade Repositories) Regulations 2013 (S.I. 2013/504), regs. 1(2), **17(11)** (with regs. 52-58)
- C21** Art. 17(5)-(8) applied (1.3.2014) by Financial Services (Banking Reform) Act 2013 (c. 33), **ss. 88(10)**, 148(5); S.I. 2014/377, art. 2(1)(a), Sch. Pt. 1
- C22** Art. 17(5)-(8) applied by 2009 c. 1, s. 83ZL(10) (as inserted (1.1.2015) by The Bank Recovery and Resolution Order 2014 (S.I. 2014/3329), arts. 1(2), **97**)
- C23** Art. 17(5)-(8) applied by 2000 c. 8, s. 122D(8) (as inserted (3.7.2016) by The Financial Services and Markets Act 2000 (Market Abuse) Regulations 2016 (S.I. 2016/680), regs. 1, **9(4)**)

- C24** Art. 17(5)-(8) applied (26.6.2017) by [The Money Laundering, Terrorist Financing and Transfer of Funds \(Information on the Payer\) Regulations 2017 \(S.I. 2017/692\)](#), regs. 1(2), **70(12)** (with regs. 8, 15)
- C25** Art. 17(5)-(8) applied (31.12.2023) by [Financial Services and Markets Act 2023 \(c. 29\)](#), s. 86(3), **Sch. 11 para. 130(10)**; S.I. 2023/1382, reg. 8(b)

Execution of warrants

18.—(1) A warrant to enter and search premises may be executed by any constable.

(2) Such a warrant may authorise persons to accompany any constable who is executing it.

[^{F18}(2A) A person so authorised has the same powers as the constable whom he accompanies in respect of—

- (a) the execution of the warrant; and
- (b) the seizure of anything to which the warrant relates.

(2B) But he may exercise those powers only in the company of, and under the supervision of, a constable.]

(3) Entry and search under a warrant must be within [^{F19}3 months] from the date of its issue.

[^{F20}(3A) If the warrant is an all premises warrant, no premises which are not specified in it may be entered or searched unless a police officer of at least the rank of inspector has in writing authorised them to be entered.

(3B) No premises may be entered or searched for the second or any subsequent time under a warrant which authorises multiple entries unless a police officer of at least the rank of inspector has in writing authorised that entry to those premises.]

(4) Entry and search under a warrant must be at a reasonable hour unless it appears to the constable executing it that the purpose of a search may be frustrated on an entry at a reasonable hour.

(5) Where the occupier of premises which are to be entered and searched is present at the time when a constable seeks to execute a warrant to enter and search them, the constable—

- (a) shall identify himself to the occupier and, if not in uniform, shall produce to him documentary evidence that he is a constable;
- (b) shall produce the warrant to him; and
- (c) shall supply him with a certified copy of it.

(6) Where—

- (a) the occupier of such premises is not present at the time when a constable seeks to execute such a warrant; but
- (b) some other person who appears to the constable to be in charge of the premises is present, paragraph (5) shall have effect as if any reference to the occupier were a reference to that other person.

(7) If there is no person present who appears to the constable to be in charge of the premises, he shall leave or affix a copy of the warrant in a prominent place on the premises.

(8) A search under a warrant may only be a search to the extent required for the purpose for which the warrant was issued.

(9) A constable executing a warrant shall make an endorsement on it stating—

- (a) whether the articles or persons sought were found; and
- (b) whether any articles were seized, other than articles which were sought.

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[^{F21}and, unless the warrant is a warrant specifying one set of premises only, he shall do so separately in respect of each set of premises entered and searched, which he shall in each case state in the endorsement.]

[^{F22}(10) A warrant shall be returned to the appropriate person mentioned in paragraph (10A)—

- (a) when it has been executed; or
- (b) in the case of a specific premises warrant which has not been executed, or an all premises warrant, or any warrant authorising multiple entries, upon the expiry of the period of 3 months referred to in paragraph (3) or sooner.

(10A) The appropriate person is—

- (a) if the warrant was issued by a lay magistrate, the clerk of petty sessions ^{F23}...;
- (b) if it was issued by a judge, the appropriate officer of the court from which he issued it.]

(11) A warrant which is returned under paragraph (10) shall be retained for 12 months from its return.

(12) If during the period for which a warrant is to be retained the occupier of [^{F24}premises] to which it relates asks to inspect it, he shall be allowed to do so.

F18 Art. 18(2A)(2B) inserted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **10(2)**

F19 Words in art. 18(3) substituted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **10(3)**

F20 Art. 18(3A)(3B) inserted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **10(4)**

F21 Words in art. 18(9) added (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **10(5)**

F22 Art. 18(10)(10A) substituted (1.3.2007) for art. 18(10) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **10(6)**

F23 Words in art. 18(10A)(a) repealed (31.10.2016) by [Justice Act \(Northern Ireland\) 2015 \(c. 9\)](#), s. 106(2), [Sch. 1 para. 97\(1\)](#), **Sch. 9 Pt. 1** (with [Sch. 8 para. 1](#)); [S.R. 2016/387](#), art. 2(k)(m) (with art. 3)

F24 Words in art. 18(12) substituted (1.3.2007) by [Police and Criminal Evidence \(Amendment\) \(Northern Ireland\) Order 2007 \(S.I. 2007/288 \(N.I. 2\)\)](#), arts. 1(2), **10(7)**

Modifications etc. (not altering text)

C16 Arts. 17, 18 applied (29.4.2021 for specified purposes, 29.6.2021 in so far as not already in force) by [Air Traffic Management and Unmanned Aircraft Act 2021 \(c. 12\)](#), s. 21(1)(a), **Sch. 8 para. 3(5)**; [S.I. 2021/748](#), **reg. 2(k)**

C26 Art. 18 applied (with modifications) (1.12.2007) by [Police and Criminal Evidence \(Application to Revenue and Customs\) Order \(Northern Ireland\) 2007 \(S.R. 2007/464\)](#), arts. 3-15, **Sch. 1**, [Sch. 2](#)

C27 Art. 18 modified (21.8.2007) by [Offshore Marine Conservation \(Natural Habitats, &c.\) Regulations 2007 \(S.I. 2007/1842\)](#), **reg. 53(6)** (with [reg. 3](#))

C28 Art. 18 applied (with modifications) (18.5.2009) by [Police and Criminal Evidence \(Application to the Police Ombudsman\) Order \(Northern Ireland\) 2009 \(S.R. 2009/142\)](#), art. 3, **Sch. 1**, [Sch. 2](#)

C29 Art. 18 applied (31.12.2009) by [Banking Act 2009 \(c. 1\)](#), **ss. 194(7)(9)(b)**, 263(1) (with [ss. 206](#), 247); [S.I. 2009/3000](#), arts. 2(b), **4**, [Sch. para. 2](#)

C30 Art. 18 applied (7.6.2010) by [Credit Rating Agencies Regulations 2010 \(S.I. 2010/906\)](#), **reg. 18(6)**

C31 Art. 18 modified (11.7.2011) by [Welfare of Animals Act \(Northern Ireland\) 2011 \(c. 16\)](#), [ss. 47](#), 59, **Sch. 3 para. 1** (with [ss. 1\(2\)](#), 52(1), 53, 54); [S.R. 2011/245](#), **art. 2**, [Sch. 1](#)

C32 Art. 18 applied with modification(s) (1.3.2016) by [The Proceeds of Crime Act 2002 \(Application of Police and Criminal Evidence \(Northern Ireland\) Order 1989\) Order \(Northern Ireland\) 2016 \(S.R. 2016/33\)](#), arts. 1(1), **3(1)**

Changes to legislation: *The Police and Criminal Evidence (Northern Ireland) Order 1989, Cross Heading:*

Search warrants is up to date with all changes known to be in force on or before 06 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- C33** Art. 18 applied (30.11.2017) by The Conservation of Offshore Marine Habitats and Species Regulations 2017 (S.I. 2017/1013), regs. 1, **60(6)** (with regs. 3, 4(2))
- C34** Art. 18(3)-(12) applied (N.I.) by 2000 c. 8, s. 131FB(8)(as inserted (1.11.2012) by The Financial Services and Markets Act 2000 (Short Selling) Regulations 2012 (S.I. 2012/2554), regs. 1(1), **2(5)**)
- C35** Art. 18(3)-(12) applied (1.4.2013) by The Financial Services and Markets Act 2000 (Over the Counter Derivatives, Central Counterparties and Trade Repositories) Regulations 2013 (S.I. 2013/504), regs. 1(2), **17(11)** (with regs. 52-58)
- C36** Art. 18(3)-(12) applied (1.3.2014) by Financial Services (Banking Reform) Act 2013 (c. 33), **ss. 88(10)**, 148(5); S.I. 2014/377, art. 2(1)(a), Sch. Pt. 1
- C37** Art. 18(3)-(12) applied by 2009 c. 1, s. 83ZL(10) (as inserted (1.1.2015) by The Bank Recovery and Resolution Order 2014 (S.I. 2014/3329), arts. 1(2), **97**)
- C38** Art. 18(3)-(12) applied by 2000 c. 8, s. 122D(8) (as inserted (3.7.2016) by The Financial Services and Markets Act 2000 (Market Abuse) Regulations 2016 (S.I. 2016/680), regs. 1, **9(4)**)
- C39** Art. 18(3)-(12) applied (26.6.2017) by The Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017 (S.I. 2017/692), regs. 1(2), **70(12)** (with regs. 8, 15)
- C40** Art. 18(3)-(12) applied (31.12.2023) by Financial Services and Markets Act 2023 (c. 29), s. 86(3), **Sch. 11 para. 130(10)**; S.I. 2023/1382, reg. 8(b)

Changes to legislation:

The Police and Criminal Evidence (Northern Ireland) Order 1989, Cross Heading: Search warrants is up to date with all changes known to be in force on or before 06 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- various legislation applied by [2016 c. 18 \(N.I.\) s. 161\(2\)\(a\)](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

- Order applied by [2016 c. 18 \(N.I.\) s. 150\(1\)\(a\)](#)
- Order excluded by [2012 c. 9 Sch. 1 para. 7\(5\)](#)
- Order extended by [2003 c. 6 Sch. 4 para. 23A \(as inserted\) by S.I. 2007/912 \(N.I.\) Sch. 4 para. 5](#)

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- [Sch. 2A para. 1\(4\) inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(a\)\(ii\)](#)
- [Sch. 2A para. 2\(2\)\(c\) and word inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(b\)\(ii\)](#)
- [Sch. 2A para. 9\(4\) inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(c\)\(ii\)](#)
- [Sch. 2A para. 10\(5\) inserted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(d\)\(ii\)](#)
- [Sch. 2A para. 2\(2\)\(b\) words substituted by 2015 c. 9 \(N.I.\) s. 83\(3\)\(b\)\(i\)](#)
- [art. 62\(10\)\(ab\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(3\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 3\(9ZA\)\(9ZB\) inserted by 2019 c. 17 s. 12\(5\)](#)
- [art. 19\(1\)\(cc\) inserted by S.I. 2007/916 \(N.I.\) art. 18\(2\)](#)
- [art. 53\(3A\)\(3B\) inserted by 2013 c. 7 \(N.I.\) Sch. 3 para. 1\(3\)](#)
- [art. 53\(3A\) inserted by 2010 c. 17 s. 15\(4\)](#)
- [art. 53\(4\) inserted by 2010 c. 17 s. 9\(6\)](#)
- [art. 53B inserted by 2013 c. 7 \(N.I.\) Sch. 3 para. 3](#)
- [art. 56\(13A\)\(b\)\(iii\) and word substituted for word by 2015 c. 9 \(N.I.\) Sch. 2 para. 6\(1\)\(b\)](#)
- [art. 56\(13A\)\(b\)\(iii\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(1\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 56A\(9\)\(b\)\(iii\) and word substituted for word by 2015 c. 9 \(N.I.\) Sch. 2 para. 6\(2\)\(b\)](#)
- [art. 56A\(9\)\(b\)\(iii\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(2\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 61\(5A\) inserted by 2010 c. 17 s. 8\(1\)](#)
- [art. 61\(5A\)\(b\) words substituted by 2015 c. 9 \(N.I.\) s. 83\(1\)\(a\)](#)
- [art. 61\(5B\) inserted by 2010 c. 17 s. 8\(2\)](#)
- [art. 61\(5B\)\(b\) words substituted by 2015 c. 9 \(N.I.\) s. 83\(1\)\(a\)](#)
- [art. 61\(5C\) inserted by 2015 c. 9 \(N.I.\) s. 83\(1\)\(b\)](#)
- [art. 61\(6\)-\(6ZD\) substituted for art. 61\(6\) by 2010 c. 17 s. 8\(3\)](#)
- [art. 61\(6D\)-\(6G\) inserted by 2010 c. 17 s. 9\(1\)](#)
- [art. 61\(6BA\) inserted by 2008 c. 28 s. 12\(2\) \(This amendment not applied to legislation.gov.uk. S. 12 omitted \(14.12.2011\) by virtue of 2011 c. 23, ss. 29, 31\(2\), Sch. 7 para. 5\(3\)\)](#)
- [art. 62\(2A\)\(2B\) inserted by 2010 c. 17 s. 9\(2\)](#)
- [art. 62\(10\)\(ab\) inserted by 2015 c. 9 \(N.I.\) Sch. 2 para. 6\(3\)\(b\)](#)
- [art. 62\(10\)\(ab\) words substituted in earlier affecting provision 2015 c. 9 \(N.I.\), Sch. 2 para. 6\(3\)\(b\) by 2022 c. 4 \(N.I.\) s. 4\(9\)\(e\)](#)
- [art. 63\(3A\)\(c\)\(i\) word substituted by 2013 c. 7 \(N.I.\) Sch. 3 para. 4](#)
- [art. 63\(3B\)-\(3BD\) substituted for art. 63\(3B\) by 2010 c. 17 s. 8\(7\)](#)

- art. 63(3C) inserted by [2008 c. 28 s. 12\(3\)](#) (This amendment not applied to legislation.gov.uk. S. 12 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- art. 63(3D)-(3G) inserted by [2010 c. 17 s. 9\(4\)](#)
- art. 63(3AA) inserted by [2015 c. 9 \(N.I.\) s. 83\(2\)\(c\)](#)
- art. 63(3ZA) inserted by [2010 c. 17 s. 8\(5\)](#)
- art. 63(3ZA)(b)(iii) and word inserted by [2015 c. 9 \(N.I.\) s. 83\(2\)\(a\)](#)
- art. 63A(1E)(1F) inserted by [2010 c. 17 s. 11\(1\)](#)
- art. 63A(6A) inserted by [2008 c. 28 s. 12\(4\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S. 12 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- art. 63B-63R inserted by [2013 c. 7 \(N.I.\) Sch. 2](#)
- art. 63D(1)(a) substituted by [2019 c. 3 Sch. 2 para. 5\(2\)\(a\)](#)
- art. 63D(1)(a)(i) words inserted by [S.I. 2023/1386 Sch. para. 9\(5\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63D(14) words inserted by [2019 c. 3 Sch. 2 para. 5\(2\)\(b\)](#)
- art. 63D(14) words inserted by [S.I. 2023/1386 Sch. para. 9\(5\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63N substituted by [2015 c. 9 \(N.I.\) s. 86](#)
- art. 63R(4A) inserted by [2019 c. 3 Sch. 4 para. 20\(9\)](#)
- art. 63R(4B) inserted by [2023 c. 32 Sch. 18 para. 5\(8\)](#) (This amendment not applied to legislation.gov.uk. The insertion of art. 63R by 2013 c. 7 (N.I.) Sch. 2 remains prospective at 31.12.2023.)
- art. 63R(5) words substituted by [2015 c. 9 \(N.I.\) s. 87\(a\)](#)
- art. 63R(5A)(5B) inserted by [2015 c. 9 \(N.I.\) s. 87\(b\)](#)
- art. 63DA inserted by [2019 c. 3 Sch. 2 para. 5\(3\)](#)
- art. 63DA heading words inserted by [S.I. 2023/1386 Sch. para. 9\(6\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63DA(1)(a) words inserted by [S.I. 2023/1386 Sch. para. 9\(6\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63DA(4) words inserted by [S.I. 2023/1386 Sch. para. 9\(6\)\(c\)](#) (This amendment not applied to legislation.gov.uk. The insertions of ss. 63D and 63DA by 2013 c. 7 (N.I.), Sch. 2 and 2019 c. 3, Sch. 2 para. 5 respectively are still prospective)
- art. 63GA inserted by [2015 c. 9 \(N.I.\) s. 84](#)
- art. 63KA inserted by [2015 c. 9 \(N.I.\) s. 85](#)
- art. 64(1AA) inserted by [2008 c. 28 s. 12\(5\)](#) (This amendment not applied to legislation.gov.uk. S. 12 omitted (14.12.2011) by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 5(3))
- art. 64(1AB) inserted by [2008 c. 28 s. 15\(5\)](#)
- art. 89(2A) inserted by [2013 c. 7 \(N.I.\) Sch. 3 para. 5](#)