

SCHEDULES

SCHEDULE 14

Section 115.

EXERCISE OF OFFICERS' POWERS

General

- 1 In this Schedule an “officer” means—
- (a) an authorised officer within the meaning given by section 24, and
 - (b) an examining officer within the meaning of Schedule 7.
- 2 An officer may enter a vehicle (within the meaning of section 121) for the purpose of exercising any of the functions conferred on him by virtue of this Act.
- 3 An officer may if necessary use reasonable force for the purpose of exercising a power conferred on him by virtue of this Act (apart from paragraphs 2 and 3 of Schedule 7).

Information

- 4 (1) Information acquired by an officer may be supplied—
- (a) to the Secretary of State for use in relation to immigration;
 - (b) to the Commissioners of Customs and Excise or a customs officer;
 - (c) to a constable;
 - (d) to the Director General of the National Criminal Intelligence Service or of the National Crime Squad;
 - (e) to a person specified by order of the Secretary of State for use of a kind specified in the order.
- (2) Information acquired by a customs officer or an immigration officer may be supplied to an examining officer within the meaning of Schedule 7.

Code of practice

- 5 An officer shall perform functions conferred on him by virtue of this Act in accordance with any relevant code of practice in operation under paragraph 6.
- 6 (1) The Secretary of State shall issue codes of practice about the exercise by officers of functions conferred on them by virtue of this Act.
- (2) The failure by an officer to observe a provision of a code shall not of itself make him liable to criminal or civil proceedings.
- (3) A code—
- (a) shall be admissible in evidence in criminal and civil proceedings, and
 - (b) shall be taken into account by a court or tribunal in any case in which it appears to the court or tribunal to be relevant.

Status: This is the original version (as it was originally enacted).

- (4) The Secretary of State may revise a code and issue the revised code.
- 7 (1) Before issuing a code of practice the Secretary of State shall—
- (a) publish a draft code,
 - (b) consider any representations made to him about the draft, and
 - (c) if he thinks it appropriate, modify the draft in the light of any representations made to him.
- (2) The Secretary of State shall lay a draft of the code before Parliament.
- (3) When the Secretary of State has laid a draft code before Parliament he may bring it into operation by order.
- (4) This paragraph has effect in relation to the issue of a revised code as it has effect in relation to the first issue of a code.