
STATUTORY INSTRUMENTS

2005 No. 425

**The Crime (International Co-operation) Act
2003 (Exercise of Functions) Order 2005**

PART 3

FUNCTIONS OF A CUSTOMS OFFICER

Extension of statutory search powers

9. Any function conferred on a constable by virtue of section 16 in relation to a warrant or order under section 8 of, or Schedule 1 to the Police and Criminal Evidence Act 1984(1) may be exercised by a customs officer instead of a constable where—

- (a) the Commissioners have given a direction under section 13, or
- (b) any such function is to be exercised by a customs officer for the purposes of an investigation relating wholly or mainly to a relevant offence by an international joint investigation team of which he is a member.

Applying for and executing a search warrant

10. Any function conferred on a constable under section 17 (applying for and executing a search warrant) may be exercised by a customs officer instead of a constable where the Commissioners have given a direction under section 13 that an application be made for a search warrant.

Sending seized evidence

11. Any function conferred under section 19 (sending seized evidence) on a constable in England and Wales or Northern Ireland must be exercised by a customs officer instead of a constable where the evidence has been seized by a customs officer under—

- (a) a search warrant or production order issued by virtue of section 16, or
- (b) a search warrant issued under section 17.

References

12. For the purposes of this Order any reference to a constable in sections 16, 17 or 19 shall be taken to include a customs officer.

Revocation

13. The Criminal Justice (International Co-operation) Act 1990 (Exercise of Powers) Order 1991(2) is hereby revoked.

(1) 1984 c. 60. There is an amendment to section 8 not relevant to this Order. Schedule 1, paragraph 5 has been amended by Schedule 2, paragraph 14 to the Criminal Justice and Police Act 2001 (c. 16).
(2) S.I.1991/1297.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.
