



Private Security Industry Act 2001

2001 CHAPTER 12

Supplemental

25 Interpretation

(1) In this Act—

“activities of a security operative” shall be construed in accordance with Part 1 of Schedule 2;

“activities subject to additional controls” shall be construed in accordance with Part 2 of that Schedule;

“the Authority” means the Security Industry Authority;

“contravention” includes a failure to comply, and cognate expressions shall be construed accordingly;

[^{F1}“the Department of Justice” means the Department of Justice in Northern Ireland;]

“designated activities” has the meaning given by section 3(3);

“director”—

(a) in relation to a company (^{F2}as defined in section 1(1) of the Companies Act 2006), includes a shadow director;

(b) in relation to any such company that is a subsidiary of another, includes any director or shadow director of the other company; and

(c) in relation to a body corporate whose affairs are managed by its members, means a member of that body corporate;

“information” includes reports, references and other documents, photographs and data of any description;

“licence” means a licence from the Authority under this Act;

“licensable conduct” shall be construed in accordance with section 3(2);

“local statutory provision” means—

(a) a provision of any local Act;

(b) a provision of any instrument in the nature of a local enactment;

(c) a provision of any instrument made under a local statutory provision;

Changes to legislation: Private Security Industry Act 2001, Section 25 is up to date with all changes known to be in force on or before 14 June 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

“modification” includes amendments, additions and omissions, and cognate expressions shall be construed accordingly;

^{F3}
...

“premises” includes any vehicle or moveable structure and any other place whatever, whether or not occupied as land;

“relevant accountancy body” means any of the following—

- (a) the Institute of Chartered Accountants in England and Wales;
- (b) the Institute of Chartered Accountants of Scotland;
- (c) the Institute of Chartered Accountants in Ireland;
- (d) the Association of Chartered Certified Accountants;
- (e) the Chartered Institute of Management Accountants;
- (f) the Chartered Institute of Public Finance and Accountancy;

“security industry services” means services which are provided under a contract for services and in the course of which the person providing the services secures—

- (a) that the activities of a security operative are carried out; or
- (b) that a person is made available to carry out, under directions given by or on behalf of another person, any activities which will or are likely to consist of or include the activities of a security operative;

“surveillance” includes covertly listening to or recording conversations or other sounds and any method of covertly obtaining information;

“shadow director” means a shadow director as defined in [^{F4}section 251 of the Companies Act 2006] ;

“subsidiary” means a subsidiary as defined in [^{F5}section 1159 of the Companies Act 2006];

“vehicle” includes any vessel, aircraft or hovercraft.

- (2) In this Act references, in relation to a firm, to a member of the firm include references to any person who, in relation to that firm, is liable as a partner under section 14 of the Partnership Act 1890 (c. 39) (persons liable by “holding out”).

[^{F6}(3) In the application of this section to Northern Ireland, a reference to an Act that does not extend there shall be taken as a reference to the equivalent (or nearest equivalent) legislation that does.]

Textual Amendments

- F1** Words in s. 25(1) inserted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 16 para. 6** (with arts. 28-31)
- F2** Words in s. 25(1) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), **Sch. 1 para. 188(3)(a)** (with art. 10)
- F3** Words in s. 25(1) repealed (1.10.2012) by [Protection of Freedoms Act 2012 \(c. 9\)](#), s. 120, Sch. 9 para. 20(7), **Sch. 10 Pt. 3** (with s. 97); S.I. 2012/2075, art. 3(g)
- F4** Words in s. 25(1) substituted (1.10.2007) by [The Companies Act 2006 \(Commencement No. 3, Consequential Amendments, Transitional Provisions and Savings\) Order 2007 \(S.I. 2007/2194\)](#), art. 1(3)(a), **Sch. 4 para. 96** (with art. 12)
- F5** Words in s. 25(1) substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), art. 1(2), **Sch. 1 para. 188(3)(b)** (with art. 10)

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F6 S. 25(3) added (8.3.2009) by Justice and Security (Northern Ireland) Act 2007 (c. 6), ss. 48(6), **49(6)**; S.I. 2009/446, art. 2(1)(2)(b)

Commencement Information

I1 S. 25 in force at 6.7.2006 for S. by [S.S.I. 2006/382](#), **art. 3(a)**

I2 S. 25 in force at 11.3.2009 for specified purposes for N.I. by [S.I. 2009/644](#), **art. 3**

I3 S. 25 in force at 1.5.2009 for N.I. In so far as not already in force by [S.I. 2009/1058](#), **art. 3**

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 25(1) words inserted by [2010 c. 17 Sch. 1 para. 11\(2\)](#)
- s. 25(1) words substituted by [2010 c. 17 Sch. 1 para. 11\(3\)](#)
- specified provision(s) amendment to earlier commencing SI 2005/243, arts. 2(c), 4 by [S.I. 2005/362 art. 2](#)

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

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

- s. 4A4B and cross-heading inserted by [2010 c. 17 s. 42\(2\)](#)
- s. 4A(9)(a) words substituted by [2020 c. 17 Sch. 24 para. 443\(1\)](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 4A by 2010 c. 17, s. 42(2) is still prospective.)
- s. 6(1A) inserted by [2010 c. 17 s. 42\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 44 repealed (1.10.2012) without ever being in force by 2012 c. 9, Sch. 10 Pt. 3; S.I. 2012/2075, art. 3(h))
- s. 8(9) inserted by [2010 c. 17 Sch. 1 para. 8](#)
- s. 9(2A)-(2C) inserted by [2010 c. 17 s. 42\(4\)](#)
- s. 14(1A) inserted by [2010 c. 17 s. 43\(3\)\(c\)](#)
- s. 15(1)(1A) substituted for s. 15(1) by [2010 c. 17 s. 43\(4\)](#)
- s. 17(1)(b) and word inserted by [2010 c. 17 s. 43\(8\)\(b\)](#)
- s. 19(1)(b) and word inserted by [2010 c. 17 s. 42\(5\)\(b\)](#)
- s. 19(8)(b)(ba) substituted for s. 19(8)(b) by [2010 c. 17 Sch. 1 para. 9](#)
- s. 22A inserted by [2010 c. 17 s. 44\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 42(3) repealed (1.10.2012) without ever being in force by 2012 c. 9, Sch. 10 Pt. 3; S.I. 2012/2075, art. 3(h))
- s. 22B inserted by 2010 c. 17 s. 44(2) (as substituted) by [S.I. 2012/2595 art. 22\(4\)](#) (2010 c. 17, s. 44 which make's the insertion of s. 22B was never brought into force and was partially repealed 1.10.2012 for E and W by 2012 c. 9, Sch. 10 Pt. 3 Si 2012/2075, art. 3(e)(h))
- s. 23(3) inserted by [2010 c. 17 s. 42\(6\)](#)
- s. 23A inserted by [2010 c. 17 Sch. 1 para. 10](#)
- s. 25(1A) inserted by [2010 c. 17 s. 42\(7\)](#)