



Criminal Justice and Police Act 2001

2001 CHAPTER 16

PART 2

POWERS OF SEIZURE

Remedies and safeguards

62 Use of inextricably linked property

- (1) This section applies to property, other than property which is for the time being required to be secured in pursuance of section 61, if—
 - (a) it has been seized under any power conferred by section 50 or 51 or specified in Part 1 or 2 of Schedule 1, and
 - (b) it is inextricably linked property.
- (2) Subject to subsection (3), it shall be the duty of the person for the time being having possession, in consequence of the seizure, of the inextricably linked property to ensure that arrangements are in force which secure that that property (without being returned) is not at any time, except with the consent of the person from whom it was seized, either—
 - (a) examined or copied, or
 - (b) put to any other use.
- (3) Subsection (2) does not require that arrangements under that subsection should prevent inextricably linked property from being put to any use falling within subsection (4).
- (4) A use falls within this subsection to the extent that it is use which is necessary for facilitating the use, in any investigation or proceedings, of property in which the inextricably linked property is comprised.
- (5) Property is inextricably linked property for the purposes of this section if it falls within any of subsections (6) to (8).
- (6) Property falls within this subsection if—

Changes to legislation: *Criminal Justice and Police Act 2001, Section 62 is up to date with all changes known to be in force on or before 19 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*

- (a) it has been seized under a power conferred by section 50 or 51; and
 - (b) but for subsection (3)(c) of section 53, arrangements under subsection (2) of that section in relation to the property would be required to ensure the return of the property as mentioned in subsection (2)(c) of that section.
- (7) Property falls within this subsection if—
- (a) it has been seized under a power to which section 54 applies; and
 - (b) but for paragraph (b) of subsection (1) of that section, the person for the time being having possession of the property would be under a duty to secure its return as mentioned in that subsection.
- (8) Property falls within this subsection if—
- (a) it has been seized under a power of seizure to which section 55 applies; and
 - (b) but for paragraph (c) of subsection (1) of that section, the person for the time being having possession of the property would be under a duty to secure its return as mentioned in that subsection.

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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. 50(7) inserted by [2024 c. 13 s. 77\(2\)](#)
- s. 57(1)(v) inserted by [2024 c. 13 s. 77\(3\)](#)
- s. 63(1)(d) inserted by [2024 c. 13 s. 77\(4\)](#)
- s. 64(3)(a)(iv) inserted by [2024 c. 13 s. 77\(5\)](#)
- s. 65(3B) inserted by [2024 c. 13 s. 77\(6\)](#)
- s. 66(5)(j) inserted by [2024 c. 13 s. 77\(7\)](#)
- Sch. 1 para. 73W inserted by [2024 c. 13 s. 77\(8\)](#)