

*These notes refer to the Armed Forces Act 2001
(c.19) which received Royal Assent on 11 May 2001*

ARMED FORCES ACT 2001

EXPLANATORY NOTES

THE ACT - COMMENTARY ON SECTIONS

Part 2 – Powers of Entry, Search and Seizure

Section 11: Power to make provisions equivalent to that made by sections 18 to 22 of the Police and Criminal Evidence Act 1984

47. **Section 11** allows the Secretary of State to make orders dealing with entry and search after arrest (equivalent to section 18 of the Police and Criminal Evidence Act 1984) and the seizure and retention of material found during those searches (equivalent to sections 19 to 22 of that Act). As with the civilian system, such searches will not require a search warrant, but the power only applies to the premises of persons being held in Service custody prior to any charge being made. The section allows the Secretary of State to include in the orders any modifications he thinks fit in the Service context.