



# Energy Act 2013

## 2013 CHAPTER 32

### PART 4

#### GOVERNMENT PIPE-LINE AND STORAGE SYSTEM

#### **122 Warrants for the purposes of section 121**

- (1) A justice of the peace or, in Scotland, a sheriff, may issue a warrant to authorise entry on to land in the exercise of a right conferred by section 121 (including such a right exercisable by virtue of provision made by or under section 125).
- (2) The justice of the peace or the sheriff must be satisfied, on information on oath—
  - (a) that—
    - (i) at least 7 days' notice of intention to apply for a warrant has been given to the occupier of the land,
    - (ii) the occupier cannot be found, or
    - (iii) urgent action is required to prevent or limit serious damage to health or to the environment,
  - (b) (except where the occupier cannot be found) that entry to the land has been or is likely to be refused, and
  - (c) that there are reasonable grounds for exercising the right.
- (3) A warrant under this section may authorise the use of reasonable force.
- (4) It is an offence for a person intentionally to obstruct the exercise of any right conferred by a warrant under this section; and a person guilty of such an offence is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (5) In the application of this section to Scotland the reference to information on oath is to be read as a reference to evidence on oath.