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**Status:** Point in time view as at 30/09/2021. This version of this part contains provisions that are prospective.  
**Changes to legislation:** Investigatory Powers Act 2016, Part 3 is up to date with all changes known to be in force on or before 05 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)

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## SCHEDULES

### SCHEDULE 10

#### MINOR AND CONSEQUENTIAL PROVISION

#### PART 3

#### ACQUISITION OF COMMUNICATIONS DATA

##### *Regulation of Investigatory Powers Act 2000*

53 The Regulation of Investigatory Powers Act 2000 is amended as follows.

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**Commencement Information**

**I1** Sch. 10 para. 53 in force at 5.2.2019 by S.I. 2019/174, reg. 2(p)(ii)

54 Omit Chapter 2 of Part 1 (acquisition and disclosure of communications data).

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**Commencement Information**

**I2** Sch. 10 para. 54 in force at 22.7.2020 by S.I. 2020/766, reg. 2(e)(ii)

55 In section 49(1)(c) (investigation of electronic data protected by encryption etc: powers under which data obtained)—

- (a) for the words from “section 22(3)” to “Part II” substitute “ Part 3 of the Investigatory Powers Act 2016 or Part 2 of this Act ”, and
- (b) for “under section 22(4)” substitute “ in pursuance of an authorisation under Part 3 of the Act of 2016 or as the result of the issue of a warrant under Chapter 2 of Part 6 of the Act of 2016 ”.

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**Commencement Information**

**I3** Sch. 10 para. 55 in force at 5.2.2019 for specified purposes by S.I. 2019/174, reg. 2(p)(iii)

56 In section 71(2) (issue and revision of codes of practice) omit “23A or”.

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**Commencement Information**

**I4** Sch. 10 para. 56 in force at 22.7.2020 by S.I. 2020/766, reg. 2(e)(iii)

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PROSPECTIVE

F157 .....

**Textual Amendments**  
F1 Sch. 10 para. 57 omitted (5.2.2019) by virtue of [The Data Retention and Acquisition Regulations 2018 \(S.I. 2018/1123\)](#), [reg. 1\(4\)\(d\)\(5\)](#), [Sch. 1 para. 28](#) (see S.I. 2019/174, [reg. 2\(c\)](#))

PROSPECTIVE

F258 .....

**Textual Amendments**  
F2 Sch. 10 para. 58 omitted (5.2.2019) by virtue of [The Data Retention and Acquisition Regulations 2018 \(S.I. 2018/1123\)](#), [reg. 1\(4\)\(d\)\(5\)](#), [Sch. 1 para. 28](#) (see S.I. 2019/174, [reg. 2\(c\)](#))

59 In section 78(3)(a) (affirmative orders) omit “22(9), 23A(6), 25(5),”.

**Commencement Information**  
I5 [Sch. 10 para. 59](#) in force at 22.7.2020 by [S.I. 2020/766](#), [reg. 2\(e\)\(iii\)](#)

60 In section 81(9) (general interpretation: certain references relating to Northern Ireland) omit “23A(7)(b),”.

**Commencement Information**  
I6 [Sch. 10 para. 60](#) in force at 22.7.2020 by [S.I. 2020/766](#), [reg. 2\(e\)\(iii\)](#)

*Police Reform Act 2002*

61 (1) Paragraph 19ZA of Schedule 3 to the Police Reform Act 2002 (investigations by the IPCC: information notices) is amended as follows.

(2) In sub-paragraph (3) omit—

- (a) the words from “(within the meaning of Chapter 2” to “2000)”, and
- (b) the words “(within the meaning of that Chapter)”.

(3) After sub-paragraph (3) insert—

“(3A) In sub-paragraph (3) “communications data”, “postal operator” and “telecommunications operator” have the same meanings as in the Investigatory Powers Act 2016 (see sections 261 and 262 of that Act).”

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**Commencement Information**

**I7** Sch. 10 para. 61 in force at 5.2.2019 by S.I. 2019/174, reg. 2(p)(iv)

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