



Investigatory Powers Act 2016

2016 CHAPTER 25

PART 5

EQUIPMENT INTERFERENCE

Further provision about warrants

115 Requirements that must be met by warrants

- (1) A warrant under this Part must contain a provision stating whether it is a targeted equipment interference warrant or a targeted examination warrant.
- (2) A warrant under this Part must be addressed—
 - (a) in the case of a warrant issued under section 102 or 103, to the head of the intelligence service by whom or on whose behalf the application for the warrant was made;
 - (b) in the case of a warrant issued under section 104, to the Chief of Defence Intelligence;
 - (c) in the case of a warrant issued under section 106 by a law enforcement chief (or by an appropriate delegate in relation to a law enforcement chief), to a person who—
 - (i) is an appropriate law enforcement officer in relation to the law enforcement chief, and
 - (ii) is named or described in the warrant.
- (3) In the case of a targeted equipment interference warrant which relates to a matter described in the first column of the Table below, the warrant must include the details specified in the second column.

Matter

Details to be included in the warrant

Status: Point in time view as at 16/04/2024.

Changes to legislation: Investigatory Powers Act 2016, Section 115 is up to date with all changes known to be in force on or before 13 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)

Equipment belonging to, used by or in the possession of a particular person or organisation	The name of the person or organisation or a description of the person or organisation
Equipment belonging to, used by or in the possession of persons who form a group which shares a common purpose or who carry on, or may carry on, a particular activity	A description of the purpose or activity and the name of, or a description of, as many of the persons as it is reasonably practicable to name or describe
Equipment used by or in the possession of more than one person or organisation, where the interference is for the purpose of a single investigation or operation	A description of the nature of the investigation or operation and the name of, or a description of, as many of the persons or organisations as it is reasonably practicable to name or describe
Equipment in a particular location	A description of the location
Equipment in more than one location, where the interference is for the purpose of a single investigation or operation	A description of the nature of the investigation or operation and a description of as many of the locations as it is reasonably practicable to describe
Equipment which is being, or may be, used for the purposes of a particular activity or activities of a particular description	A description of the particular activity or activities
Equipment which is being, or may be, used to test, maintain or develop capabilities relating to interference with equipment	A description of the nature of the testing, maintenance or development of capabilities
Equipment which is being, or may be, used for the training of persons who carry out, or are likely to carry out, interference with equipment	A description of the nature of the training

- (4) A targeted equipment interference warrant must also describe—
- the type of equipment which is to be interfered with, and
 - the conduct which the person to whom the warrant is addressed is authorised to take.
- (5) In the case of a targeted examination warrant which relates to a matter described in the first column of the Table below, the warrant must include the details specified in the second column.

<i>Matter</i>	<i>Details to be included in the warrant</i>
A particular person or organisation	The name of the person or organisation or a description of the person or organisation
A group of persons who share a common purpose or who carry on or may carry on a particular activity	A description of the purpose or activity and the name of, or a description of, as many of the persons as it is reasonably practicable to name or describe

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More than one person or organisation, where the interference is for the purpose of a single investigation or operation	A description of the nature of the investigation or operation and the name of, or a description of, as many of the persons or organisations as it is reasonably practicable to name or describe
The testing, maintenance or development of capabilities relating to the selection of protected material for examination	A description of the nature of the testing, maintenance or development of capabilities
The training of persons who carry out, or are likely to carry out, the selection of protected material for examination	A description of the nature of the training

Commencement Information

- I1** [S. 115](#) in force at 31.5.2018 for specified purposes by [S.I. 2018/652](#), [reg. 4\(m\)](#)
I2 [S. 115](#) in force at 28.11.2018 in so far as not already in force by [S.I. 2018/1246](#), [reg. 2\(e\)](#)

Status:

Point in time view as at 16/04/2024.

Changes to legislation:

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