



Investigatory Powers Act 2016

2016 CHAPTER 25

PART 3

AUTHORISATIONS FOR OBTAINING COMMUNICATIONS DATA

Further and supplementary provision

81 Lawfulness of conduct authorised by this Part

- (1) Conduct is lawful for all purposes if—
 - (a) it is conduct in which any person is authorised to engage by an authorisation or required to undertake by virtue of a notice given in pursuance of an authorisation, and
 - (b) the conduct is in accordance with, or in pursuance of, the authorisation or notice.
- (2) A person (whether or not the person so authorised or required) is not to be subject to any civil liability in respect of conduct that—
 - (a) is incidental to, or is reasonably undertaken in connection with, conduct that is lawful by virtue of subsection (1), and
 - (b) is not itself conduct for which an authorisation or warrant—
 - (i) is capable of being granted under any of the enactments mentioned in subsection (3), and
 - (ii) might reasonably have been expected to have been sought in the case in question.
- (3) The enactments referred to in subsection (2)(b)(i) are—
 - (a) an enactment contained in this Act,
 - (b) an enactment contained in the Regulation of Investigatory Powers Act 2000,
 - (c) an enactment contained in Part 3 of the Police Act 1997 (powers of the police and of customs officers), or
 - (d) section 5 of the Intelligence Services Act 1994 (warrants for the intelligence services).