



# Ivory Act 2018

## CHAPTER 30

### IVORY ACT 2018

#### *Prohibition*

- 1 Prohibition on dealing in ivory

#### *Exemption for outstandingly valuable and important pre-1918 items*

- 2 Pre-1918 items of outstanding artistic etc value and importance
- 3 Applications for exemption certificates
- 4 Further provision about exemption certificates
- 5 Fresh applications and appeals

#### *Other exemptions*

- 6 Pre-1918 portrait miniatures
- 7 Pre-1947 items with low ivory content
- 8 Pre-1975 musical instruments
- 9 Acquisitions by qualifying museums
- 10 Registration
- 11 Further provision about registration

#### *Criminal and civil sanctions*

- 12 Offence of breaching the prohibition or causing or facilitating a breach
- 13 Civil sanctions

#### *Powers of entry, search and seizure*

- 14 Power to stop and search persons
- 15 Power to stop and search vehicles
- 16 Power to board and search vessels and aircraft

*Status: Point in time view as at 15/03/2022.*

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- 17 Warrants authorising entry and search of premises
- 18 Further provision about search warrants
- 19 Powers of examination etc
- 20 Power to require production of documents etc
- 21 Powers of seizure etc
- 22 Accredited civilian officers: powers of entry
- 23 Other powers of accredited civilian officers
- 24 Excluded items
- 25 Further provision about seizure under section 21 or 23
- 26 Notices and records in relation to seized items
- 27 Powers of entry, search and seizure: supplementary provision
- 28 Offences of obstruction etc

*Retention and disposal or return of items*

- 29 Retention of seized items
- 30 Forfeiture of seized items by court on application
- 31 Appeal against decision under section 30
- 32 Return of item to person entitled to it, or disposal if return impracticable
- 33 Forfeiture by court following conviction

*General*

- 34 Application of Customs and Excise Management Act 1979
- 35 Contracts of insurance etc
- 36 Liability of corporate officers for offences by bodies corporate etc
- 37 Meaning of “ivory”
- 38 Meaning of other expressions
- 39 Regulations
- 40 Financial provision
- 41 Crown application
- 42 Extent
- 43 Commencement
- 44 Short title

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SCHEDULES

- SCHEDULE 1 — Civil sanctions  
Part 1 — MONETARY PENALTIES

*Imposition of monetary penalties*

- 1 (1) The Secretary of State may impose a monetary penalty...

*Representations and appeals etc*

- 2 (1) Where the Secretary of State proposes to impose a...

*Information to be included in notices under paragraph 2*

- 3 (1) A notice under paragraph 2(1) must include information as...

*Monetary penalties: criminal proceedings and conviction*

- 4 (1) Where a notice under paragraph 2(1) is served on...

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## Part 2 — STOP NOTICES

### *Imposition of stop notices*

- 5 (1) Where sub-paragraph (2) or (3) applies, the Secretary of...

### *Information to be included in stop notices*

- 6 A stop notice must include information as to—

### *Completion certificates*

- 7 (1) This paragraph applies where a person is served with...

### *Appeals*

- 8 (1) A person served with a stop notice may appeal...

### *Offence of failure to comply with stop notice*

- 9 (1) A person served with a stop notice who does...

## Part 3 — ENFORCEMENT UNDERTAKINGS

- 10 (1) This paragraph applies where— (a) the Secretary of State...

## Part 4 — ENFORCEMENT COST RECOVERY NOTICES

### *Imposition of enforcement cost recovery notices*

- 11 (1) The Secretary of State may serve an enforcement cost...

### *Information to be included in enforcement cost recovery notices*

- 12 (1) An enforcement cost recovery notice must specify the amount...

### *Appeals*

- 13 (1) A person served with an enforcement cost recovery notice...

## Part 5 — POWER TO MAKE SUPPLEMENTARY PROVISION ETC BY REGULATIONS

### *Supplementary regulations: general*

- 14 (1) The appropriate national authority may by regulations (“supplementary regulations”)—...

### *Consultation*

- 15 (1) Before making supplementary regulations the appropriate national authority must...

### *Monetary penalties and costs*

- 16 (1) Supplementary regulations may make any of the following provision...

### *Enforcement undertakings*

- 17 Supplementary regulations may make any of the following provision in...

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### *Appeals*

- 18 (1) Supplementary regulations may make any of the following provision...

Part 6 — GENERAL AND SUPPLEMENTAL

#### *Combination of sanctions*

- 19 (1) The Secretary of State may not serve on a...

#### *Unincorporated associations*

- 20 Any amount that is payable under this Schedule by an...

#### *Guidance as to enforcement*

- 21 (1) The Secretary of State must prepare and publish guidance...

#### *Pre-commencement consultation*

- 22 If, before the day on which this Schedule comes into...

#### *Reports on use of civil sanctions*

- 23 (1) The Secretary of State must from time to time...

#### *Disclosure of information*

- 24 (1) Information held by or on behalf of—

Part 7 — INTERPRETATION

#### *Interpretation of Schedule*

- 25 In this Schedule— “completion certificate” has the meaning given by...

SCHEDULE 2 — Search warrants: England and Wales and Northern Ireland

Part 1 — PRELIMINARY

#### *Application of this Schedule*

- 1 This Schedule applies to— (a) applications for search warrants made...

#### *Interpretation*

- 2 In this Schedule— “senior officer” means— a constable of at...

Part 2 — SEARCH WARRANTS: APPLICATIONS AND SAFEGUARDS

#### *Applications for warrants*

- 3 (1) A person applying for a search warrant must—

#### *Safeguards in connection with power of entry conferred by warrant*

- 4 A search warrant authorises entry on one occasion only, unless...

- 5 A search warrant must— (a) specify the name of the...

- 6 (1) Two copies must be made of a search warrant...

Part 3 — EXECUTION OF SEARCH WARRANTS

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*Warrant to be executed within one month*

7 Entry and search under a search warrant must be within...

*All-premises warrants*

8 (1) In the case of an all-premises warrant, premises that...

*Search of premises more than once*

9 (1) Premises may be entered or searched for the second...

*Time of search*

10 Entry and search under a search warrant must be at...

*Evidence of authority etc*

11 (1) Where the occupier of premises to be entered and...

*Extent of search*

12 A search under a search warrant may only be a...

*Securing premises after entry*

13 A police or customs officer who enters premises under a...

*Return and retention of warrant*

14 (1) A search warrant must be returned to the appropriate...

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