



Crime (Overseas Production Orders) Act 2019

2019 CHAPTER 5

Overseas production orders

8 Inclusion of non-disclosure requirement in order

- (1) A judge making an overseas production order may include a non-disclosure requirement in the order.
- (2) A non-disclosure requirement is a requirement imposed on the person against whom the order is made not to disclose the making of the order or its contents to any person except—
 - (a) with the leave of a judge, or
 - (b) with the written permission of the appropriate officer who applied for the order or an equivalent appropriate officer.
- (3) An overseas production order that includes a non-disclosure requirement must specify or describe when the requirement is to expire.
- (4) A judge revoking an overseas production order that includes an unexpired non-disclosure requirement may order that the person against whom the overseas production order was made is to remain subject to the non-disclosure requirement.
- (5) An order under subsection (4) may specify or describe a different time when the non-disclosure requirement is to expire than that specified or described in the overseas production order that is being revoked.
- (6) For the purpose of subsection (2)(b), an appropriate officer is an equivalent appropriate officer in relation to an overseas production order if—
 - (a) the appropriate officer falls within the same sub-paragraph of section 2(1)(a) or (b) as the appropriate officer who applied for the order, and
 - (b) where that sub-paragraph is sub-paragraph (vii) of section 2(1)(a) or sub-paragraph (v) of section 2(1)(b), the appropriate officer is of the same description as the appropriate officer who applied for the order.