

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) Order 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

PROSPECTIVE

SCHEDULE

Article 4

Commencement Information

II Sch. in force at 5.1.2004, see [art. 1\(1\)](#)

Part I (Prescriptions for public authorities in Part I of Schedule 1 to the 2000 Act that are relevant public authorities for the purposes of sections 28 and 29 of the 2000 Act)

<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
A police force maintained under section 2 of the Police Act 1996 ⁽¹⁾ (police forces in England and Wales outside London)	Superintendent	Inspector	(a)(b)(c)(d)(e)
A police force maintained under or by virtue of section 1 of the Police (Scotland) Act 1967 ⁽²⁾	Superintendent	Inspector	(a)(b)(c)(d)(e)
The metropolitan police force	Superintendent	Inspector	(a)(b)(c)(d)(e)
The City of London police force	Superintendent	Inspector	(a)(b)(c)(d)(e)
The Police Service of Northern Ireland ⁽³⁾	Superintendent	Inspector	(a)(b)(c)(d)(e)
The Ministry of Defence Police	Superintendent	Inspector	(a)(b)(c)
The Royal Navy Regulating Branch	Provost Marshal		(a)(b)(c)

⁽¹⁾ 1996 c. 16.

⁽²⁾ 1967 c. 77.

⁽³⁾ A police force within paragraph 1 of Schedule 1 as defined in section 81(1) of the 2000 Act as amended by section 78(2)(f) of the Police (Northern Ireland) Act 2000 (2000 c. 32).

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
The Royal Military Police	Lieutenant Colonel	Major	(a)(b)(c)
The Royal Air Force Police	Wing Commander	Squadron Leader	(a)(b)(c)
The British Transport Police	Superintendent	Inspector	(a)(b)(c)(d)(e)
The United Kingdom Atomic Energy Authority Constabulary ⁽⁴⁾	Superintendent	Inspector	(a)(b)
The National Criminal Intelligence Service	Superintendent, Level 2 or any individual on secondment to the National Criminal Intelligence Service who holds any office, rank or position in any other relevant public authority listed in column 2 of Part I of the Schedule to this Order	Inspector, Level 4 or any individual on secondment to the National Criminal Intelligence Service who holds any office, rank or position in any other relevant public authority listed in column 3 of Part I of the Schedule to this Order	(a)(b)(c)(d)(e)
The National Crime Squad	Superintendent	Inspector	(a)(b)(c)(d)(e)
The Serious Fraud Office	Assistant Director		(b)
Government Communications Headquarters	GC8		(a)(b)(c)
The Security Service	General Duties 3 or any other Officer at Level 3		(a)(b)(c)
The Secret Intelligence Service	Grade 6 or equivalent		(a)(b)(c)
The Royal Navy	Commander	Lieutenant Commander	(a)(b)(c)(d)(e)
The Army	Lieutenant Colonel	Major	(a)(b)(c)(d)(e)

(4) Inserted into Schedule 1 by article 2 to this Order.

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
The Royal Air Force	Wing Commander	Squadron Leader	(a)(b)(c)(d)(e)
The Commissioners of Customs and Excise	Band 9	Band 7 or 8	(a)(b)(c)(d)(e)(f)
The Commissioners of Inland Revenue	Band C1	Band C2	(b)(c)(f)
Ministry of Defence	Band C1	Band C2	(b)
Department for Environment, Food and Rural Affairs ⁽⁵⁾	Senior Investigation Officer in DEFRA Investigation Branch		(b)
	Senior Counter Fraud Officer in the Counter Fraud and Compliance Unit of the Rural Payments Agency		(b)
	Senior Investigation Officer in Centre for Environment, Fisheries and Aquaculture Science		(b)
	Section 28		(b)
	authorisation Regional Horticultural Marketing Inspector in Horticultural Marketing Inspectorate		(b)
	Section 28 authorisation		(b)
	Senior Plant Health and Seed Inspector in Plant Health and Seed Inspectorate		

(5) Inserted into Schedule 1 by paragraph 39 of Schedule 1 to the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I.2002/794).

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(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act	(2) Prescribed offices etc.	(3) Urgent cases	(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given
	Section 28 authorisation		(b)
	Chief Egg Marketing Inspector in Egg Marketing Inspectorate		
	Section 28 authorisation		(b)
	District Inspector in Sea Fisheries Inspectorate		
The Department of Health	Integrated Payband 3 (Standard 2) in Medicines and Healthcare Products Regulatory Agency		(b)(d)(e)
The Home Office	Section 28 authorisation		(a)(b)(d)
	Area Manager in HM Prison Service		
	Section 29 authorisation	Section 29 authorisation	(a)(b)(d)
	Prison Source System Manager in HM Prison Service	A Governor, Duty Governor or Deputy Controller in HM Prison Service	
	Immigration Inspector in the Immigration Service	Chief Immigration Officer in the Immigration Service	(b)(c)
	Section 28 authorisation	Section 28 authorisation	(b)
	The Head of the Unit responsible for Security and Anti Corruption within the Immigration	Senior Executive Officer within the Unit responsible for Security and Anti Corruption within the Immigration	

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
	and Nationality Directorate	and Nationality Directorate	
The Northern Ireland Office ⁽⁶⁾	Deputy Principal or Governor 3 in the Northern Ireland Prison Service	Staff Officer or Governor 4 in the Northern Ireland Prison Service	(b)(d)
The Department of Trade and Industry	Deputy Inspector of Companies in Companies Investigation Branch		(b)
	Chief Investigation Officer in the Investigation Officers Section of Legal Services Directorate D or a member of the Senior Civil Service in Legal Services Directorate D		(b)
	Section 28 authorisation	Section 28 authorisation	(b)
	Radio Specialist 5 or Range 9 Officer in Radiocommunications Agency	Radio Specialist 4 or Range 8 Officer in Radiocommunications Agency	
	Section 29 authorisation		(b)
	Member of Senior Civil Service in Radiocommunications Agency		
	Section 28 authorisation		(b)
	Member of Senior Civil Service in British Trade International		

⁽⁶⁾ Inserted into Schedule 1 by article 2 of this Order.

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
	Section 28 authorisation	Section 28 authorisation	(b)
	Range 10 Officer in Coal Health Claims Unit	Range 9 Officer in Coal Health Claims Unit	
The Department for Transport(7)	Head of Maritime Section		(b)(d)
	Assistant Director Transport Security		(b)(d)
	Head of Operational Support		(b)(d)
	Head of Land Transport Security		(b)(d)
	Head of Aviation Security Compliance		(b)(d)
	Head of Aviation Security Domestic Policy		(b)(d)
	Head of Aviation Security International Policy		(b)(d)
	Senior Transport Security Inspector		(b)(d)
	Section 28 authorisation	Section 28 authorisation	(b)(d)
	Area Manager or National Intelligence Co-ordinator in the Vehicle and Operator Services Agency	Senior Vehicle Examiner or Senior Traffic Examiner or Intelligence Officer in the Vehicle and Operator Services Agency	

(7) Inserted into Schedule 1 (as amended by paragraph 18(b) of the Schedule to the Secretaries of State for Transport, Local Government and the Regions and for Environment, Food and Rural Affairs Order 2001 (S.I. 2001/2568)) by paragraph 24 of Schedule 2 to the Transfer of Functions (Transport, Local Government and the Regions) Order 2002 (S.I. 2002/2626).

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
	Section 29 authorisation	Section 29 authorisation	(b)(d)(b)(d)
	Enforcement Manager in the Vehicle and Operator Services Agency	Area Manager in the Vehicle and Operator Services Agency	
	Principal Enforcement Officer in the Maritime and Coastguard Agency	Enforcement Officer in the Maritime and Coastguard Agency	(b)(d)
The Department for Work and Pensions ⁽⁸⁾	Senior Executive Officer or equivalent grades in Jobcentre Plus	Higher Executive Officer or equivalent grades in Jobcentre Plus	(b)
	Senior Executive Officer or equivalent grades in DWP Internal Assurance Services		(b)
	Senior Executive Officer or equivalent grades in Child Support Agency	Higher Executive Officer or equivalent grades in Child Support Agency	(b)
National Assembly for Wales	Head of NHS Directorate	Member of NHS Directorate at a level equivalent to Grade 7	(b)(d)(e)
	Head of NHS Finance Division	Member of NHS Finance Division at a level equivalent to Grade 7	(b)(d)(e)
	Head of Common Agricultural Policy Management Division	Member of Common Agricultural Policy Management Division at a level equivalent to Grade 7	(b)(e)

⁽⁸⁾ Inserted into Schedule 1 by paragraph 16(b) of Part 1 of the Schedule to the Secretaries of State for Education and Skills and for Work and Pensions Order 2002 (S.I. [2002/1397](#)).

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
	Regional Director in the Care Standards Inspectorate for Wales	Senior Inspector in the Care Standards Inspectorate for Wales	(b)(d)(e)
Any county council or district council in England, a London Borough Council, the Common Council of the City of London in its capacity as a local authority, the Council of the Isles of Scilly, and any county council or county borough council in Wales ⁽⁹⁾	Assistant Chief Officer, Assistant Head of Service, Service Manager or equivalent		(b)
Any fire authority within the meaning of the Fire Services Act 1947 (read with paragraph 2 of Schedule 11 to the Local Government Act 1985) ⁽¹⁰⁾	Divisional Officer 2	Divisional Officer 3	(b)(d)
The Charity Commission ⁽¹¹⁾	Senior Investigations Manager	Investigations Manager	(b)
The Environment Agency	Section 28 authorisation	Section 28 authorisation	(b)(d)(e)
	Area Management Team Member	Area Team Leader	
	Section 29 authorisation	Section 29 authorisation	(b)(d)(e)
	Area Manager	Area Management Team Member	
The Financial Services Authority	Head of Department in Enforcement Division	Manager in Enforcement Division	(b)

⁽⁹⁾ Inserted into Schedule 1 in substitution for the existing entry relating to local authorities by article 2 of this Order.

⁽¹⁰⁾ Inserted into Schedule 1 by article 2 of this Order.

⁽¹¹⁾ Inserted into Schedule 1 by article 2 of this Order.

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<i>(1) Relevant public authorities in Part I of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of sections 28(3) and 29(3) of the 2000 Act for which an authorisation can be given</i>
The Food Standards Agency	Section 28 authorisation Head of Division or equivalent grade		(b)(d)(e)
	Section 29 authorisation Deputy Director of Legal Services or any Director		(b)(d)(e)
The Gaming Board for Great Britain(12)	Chief Inspector	Deputy Chief Inspector	(b)
The Office of Fair Trading(13)	Director of Cartel Investigations	Principal Investigation Officer in the Cartel Investigation Branch	(b)(c)
The Office of the Police Ombudsman for Northern Ireland(14)	Senior Investigating Officer	Deputy Senior Investigating Officer	(b)
The Postal Services Commission(15)	Section 28 authorisation Legal Adviser	Section 28 authorisation Deputy Director	(b)
	Section 29 authorisation Chief Legal Adviser		(b)
A Universal Service Provider within the meaning of the Postal Services Act 2000(16)	Senior Investigation Manager in Royal Mail Group plc		(b)

Part II (Prescriptions for public authorities in Part II of Schedule 1 to the 2000 Act that are relevant public authorities for the purposes only of section 28 of the 2000 Act)

(12) Inserted into Schedule 1 by article 2 of this Order.

(13) Inserted into Schedule 1 by article 2 of this Order.

(14) Inserted into Schedule 1 by article 2 of this Order.

(15) Inserted into Schedule 1 by article 2 of this Order.

(16) 2000 c. 26. Inserted into Schedule 1 by paragraph 135 of Schedule 1 to the Postal Services Act 2000 (Consequential Modifications No.1) Order 2001 (S.I. 2001/1149).

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<i>(1) Relevant public authorities in Part II of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of section 28(3) of the 2000 Act for which an authorisation can be given</i>
The Health and Safety Executive	Band 2 Inspector		(b)(d)(e)
A Special Health Authority established under section 11 of the National Health Service Act 1977(17)	Chief Executive		(b)(e)
	Senior Manager (Senior Manager Pay Range 14) in the Counter Fraud and Security Management Service		(b)
A National Health Service trust established under section 5 of the National Health Service and Community Care Act 1990(18)	Chief Executive		(b)(e)
Local Health Boards in Wales established under section 6 of the National Health Service Reform and Health Care Professions Act 2002(19)	Chief Officer or Finance Officer		(b)(e)
Her Majesty's Chief Inspector of Schools in England(20)	Band A in the Complaints, Investigation and Enforcement Team in the Office of Her Majesty's Chief Inspector of Schools in England (OFSTED)	Band B1 in the Complaints, Investigation and Enforcement Team in the Office of Her Majesty's Chief Inspector of Schools in England (OFSTED)	(b)

(17) 1977 c. 49.

(18) 1990 c. 19.

(19) Inserted into Schedule 1 by article 3 of this Order.

(20) Inserted into Schedule 1 by article 3 of this Order.

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<i>(1) Relevant public authorities in Part II of Schedule 1 to the 2000 Act</i>	<i>(2) Prescribed offices etc.</i>	<i>(3) Urgent cases</i>	<i>(4) Grounds set out in the paragraphs of section 28(3) of the 2000 Act for which an authorisation can be given</i>
The Information Commissioner ⁽²¹⁾	Head of Investigations	Senior Investigating Officer	(b)
The Royal Parks Constabulary ⁽²²⁾	Chief Officer	Inspector	(b)
The Royal Pharmaceutical Society of Great Britain	Director of Fitness to Practice and Legal Affairs or Director of Practice and Quality Improvement		(b)(d)(e)

⁽²¹⁾ Inserted into Schedule 1 by article 3 of this Order.

⁽²²⁾ Inserted into Schedule 1 by article 3 of this Order.

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Changes and effects yet to be applied to :

- schedule am by [S.I. 2007/1861 art 2 schedule](#)
- Sch. coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- Sch. revoked by [S.I. 2010/521 art. 10\(a\)](#)
- art. 1 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 2 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 3 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 4 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 4-11 revoked by [S.I. 2010/521 art. 10\(a\)](#)
- art. 5 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 6 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 7 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 8 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 9 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 10 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)
- art. 11 coming into force by [S.I. 2003/3171 art. 1\(1\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. Pt. 1 Table entries revoked by [S.I. 2006/594 Sch. para. 40\(2\)](#)
- Sch. Pt. 1 entry inserted by [S.I. 2007/2128 Sch. para. 19\(3\)](#)
- Sch. Pt. 1 entry omitted by [S.I. 2007/2128 Sch. para. 19\(2\)](#)
- Sch. Pt. 1 Table word inserted by [S.I. 2006/594 Sch. para. 40\(3\)\(d\)](#)
- Sch. Pt. 1 Table words inserted by [S.I. 2006/594 Sch. para. 40\(3\)\(a\)](#)
- Sch. Pt. 1 Table words inserted by [S.I. 2006/594 Sch. para. 40\(3\)\(b\)](#)
- Sch. Pt. 1 Table words inserted by [S.I. 2006/594 Sch. para. 40\(3\)\(c\)](#)
- Sch. Pt. 1 words inserted by [S.I. 2009/229 Sch. 2 para. 13](#)
- Sch. Pt. 1 words omitted by [S.I. 2009/229 Sch. 2 para. 13](#)
- Sch. Pt. 2 words substituted by [S.I. 2006/635 Sch. 2 para. 13](#)
- Sch. Pt. 1 words substituted by [S.I. 2007/1388 Sch. 1 para. 152](#)
- Sch. Pt. 1 words substituted by [S.I. 2009/462 Sch. 5 para. 10\(a\)](#)
- Sch. Pt. 1 words substituted by [S.I. 2009/462 Sch. 5 para. 10\(b\)](#)
- Sch. Pt. 1 words substituted by [S.I. 2009/462 Sch. 5 para. 10\(c\)](#)
- Schedule Pt I am by [S.I. 2005/1084 art 3\(1\)-\(3\) \(6\)](#)
- Schedule Pt I rev in pt by [S.I. 2005/1084 art 3\(1\)art 3\(4\)\(5\)](#)