

SCHEDULE 9

Powers of enforcing authorities

PART 1

Powers of entry

1. An authorised person—
 - (a) may enter any premises for the purposes of ensuring that the provisions referred to in regulation 18(1) are being complied with; and
 - (b) must produce, if so required, a document showing his authority.
2. The power may be exercised—
 - (a) at all reasonable hours; or
 - (b) in an emergency, at any time and if need be by reasonable force.
3. An authorised person may take with him—
 - (a) such other persons as he considers necessary, including a constable;
 - (b) any equipment or materials required for any purpose for which the power of entry is being exercised;
 - (c) any representative of the European Commission acting for the purpose of the enforcement of a Community obligation.
4. A person entering unoccupied premises must leave them as effectively secured against unauthorised entry as he found them.
5. Admission to any premises used only as a private dwelling-house must not be demanded as of right unless—
 - (a) 24 hours notice of the intended entry has been given to the occupier; or
 - (b) the entry is in accordance with a warrant.
6. The reference to “premises” in relation to powers of entry includes any—
 - (a) place;
 - (b) caravan, vehicle or trailer;
 - (c) container;
 - (d) stall or moveable structure;
 - (e) ship or aircraft.