
STATUTORY INSTRUMENTS

2018 No. 652

**The Investigatory Powers Act 2016 (Commencement No. 5
and Transitional and Saving Provisions) Regulations 2018**

PART 1

GENERAL AND COMMENCEMENT

Interception provisions coming into force on 31st May 2018

3. The following provisions in Part 2 of the 2016 Act (lawful interception of communications) come into force on 31st May 2018—

- (a) section 15 (warrants that may be issued under this Chapter) so far as not already in force;
- (b) section 16 (obtaining secondary data) so far as not already in force;
- (c) section 17 (subject matter of warrants);
- (d) section 18(1)(a) and (g), (2) and (3) (persons who may apply for issue of a warrant);
- (e) in section 19 (power of Secretary of State to issue warrants)—
 - (i) subsections (1) to (3) for the purpose of the Secretary of State deciding to issue a warrant but not for the purpose of the issuing of a warrant;
 - (ii) subsections (4) and (5);
- (f) section 20 (grounds on which warrants may be issued by the Secretary of State);
- (g) in section 21 (power of Scottish Ministers to issue warrants)—
 - (i) subsections (1) to (3) for the purpose of the Scottish Ministers deciding to issue a warrant but not for the purpose of the issuing of a warrant, and
 - (ii) subsections (4) to (6);
- (h) section 22 (“relevant Scottish applications”);
- (i) section 23 (approval of warrants by Judicial Commissioners);
- (j) section 26 (Members of Parliament etc.);
- (k) section 27 (items subject to legal privilege);
- (l) section 28 (confidential journalistic material);
- (m) section 29 (sources of journalistic information);
- (n) section 30 (decisions to issue warrants to be taken personally by Ministers);
- (o) section 31 (requirements that must be met by warrants);
- (p) section 40(1) to (3) and (8) (special rules for certain mutual assistance warrants);
- (q) section 53 (safeguards relating to retention and disclosure of material);
- (r) section 54 (safeguards relating to disclosure of material overseas);
- (s) section 60 (Part 2: interpretation) so far as not already in force.