
EXPLANATORY NOTE

(This note is not part of the Regulations)

Schedule 1 to these Regulations makes amendments to secondary legislation in consequence of the coming into force of the Investigatory Powers Act 2016 (c. 25).

Schedule 2 to these Regulations revokes provisions in secondary legislation that amended provisions of the Regulation of Investigatory Powers Act 2016 (c. 23) that have been repealed by that Act.

Regulation 5 designates the Convention on Mutual Assistance in Criminal Matters between the Member States of the European Union as an international agreement for the purposes of section 52 of the Investigatory Powers Act 2016. Section 52 provides that a telecommunications operator may intercept communications in response to a request by the authorities of another country or territory, where certain conditions are met. One of the conditions is that the request is made in accordance with an international agreement designated for that purpose by the Secretary of State.

The amendment made by regulation 6 corrects an error in S.I. 2018/349.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.