



Chemical Weapons Act 1996

1996 CHAPTER 6

Premises for producing chemical weapons etc.

14 Power where notice not complied with.

- (1) For the purposes of this section the qualifying condition is that—
- a notice has been prepared under section 13,
 - the provisions of section 13(1) to (3) have been complied with in relation to the notice,
 - the notice has not been revoked, and
 - any requirement set out in the notice has not been complied with.
- (2) If—
- a justice of the peace is satisfied on information on oath that the qualifying condition is fulfilled, or
 - in Scotland a justice, within the meaning of section 307 of the ^{M1}Criminal Procedure (Scotland) Act 1995, is satisfied by evidence on oath that the qualifying condition is fulfilled,
- he may issue a warrant in writing authorising a person acting under the authority of the Secretary of State to take remedial action under this section.
- (3) If a person is authorised by a warrant to take remedial action under this section he may—
- enter the land on which the equipment or building is situated, if necessary by force;
 - do whatever is required to secure that the equipment or building is destroyed or altered in a manner specified in the notice;
 - take with him such other persons and such equipment as appear to him to be necessary to help him to exercise the powers mentioned in paragraphs (a) and (b).
- (4) The powers conferred on an authorised person under this section shall only be exercisable, if the warrant so provides, in the presence of a constable.

Changes to legislation: There are currently no known outstanding effects for the Chemical Weapons Act 1996, Section 14. (See end of Document for details)

- (5) If anything is done in exercise of the powers mentioned in this section, the Secretary of State may recover from a responsible person any costs reasonably incurred by the Secretary of State in connection with the exercise of those powers; and a responsible person is—
- (a) in the case of equipment, any person in possession of the equipment at the time the land is entered;
 - (b) in the case of a building, any person occupying the land at the time it is entered.

Modifications etc. (not altering text)

C1 [S. 14](#) extended (with modifications) (Jersey) (21.12.1998) by [S.I. 1998/2565](#), [art. 4](#), [Sch.](#)

Marginal Citations

M1 [1995 c. 46](#).

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