

**Changes to legislation:** Regulation of Investigatory Powers Act 2000, Paragraph 1 is up to date with all changes known to be in force on or before 08 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### [<sup>F1</sup>SCHEDULE A1 U.K.]

#### MONETARY PENALTY NOTICES IN RELATION TO CERTAIN UNLAWFUL INTERCEPTIONS

##### Textual Amendments

- F1** Sch. A1 inserted (17.6.2011) by [The Regulation of Investigatory Powers \(Monetary Penalty Notices and Consents for Interceptions\) Regulations 2011 \(S.I. 2011/1340\)](#), **regs. 1(2), 2(4)** {Sch.}

### PART 1 U.K.

#### MONETARY PENALTY NOTICES

##### *General*

- 1 (1) A monetary penalty notice is a notice requiring the person on whom it is served to pay to the Interception of Communications Commissioner (“the Commissioner”) a monetary penalty of an amount determined by the Commissioner and specified in the notice.
- (2) The amount determined by the Commissioner must not exceed £50,000.
- (3) The monetary penalty must be paid to the Commissioner within such period as is specified in the notice.
- (4) The period concerned must not be less than 28 days beginning with the day after the day on which the notice is served.
- (5) The notice must, in particular—
- (a) state the name and address of the person on whom it is to be served,
  - (b) provide details of the notice of intent served on that person,
  - (c) state whether the Commissioner has received written representations in accordance with that notice,
  - (d) state the grounds on which the Commissioner serves the monetary penalty notice,
  - (e) state the grounds on which the Commissioner decided the amount of the monetary penalty,
  - (f) state the details of how the monetary penalty is to be paid,
  - (g) provide details of the rights of appeal of the person concerned under paragraph 5 in respect of the monetary penalty notice,
  - (h) provide details of the Commissioner's rights of enforcement under paragraph 6 in respect of the monetary penalty notice.

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- (6) Any sum received by the Commissioner by virtue of a monetary penalty notice must be paid into the Consolidated Fund.]

**Modifications etc. (not altering text)**

- C1** Sch. A1 para. 1 modified (1.9.2017) by The Investigatory Powers Act 2016 (Commencement No. 3 and Transitory, Transitional and Saving Provisions) Regulations 2017 (S.I. 2017/859), **reg. 4**

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

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

- s. 30(6A)-(6D) inserted by [2016 anaw 6 s. 187\(2\)\(b\)](#)
- Sch. 1 para. 16A and cross-heading inserted by [2016 anaw 6 s. 187\(3\)](#)
- Sch. 1 Pt. 1 para. 20H inserted by [2013 c. 32 Sch. 12 para. 74](#)