



# Criminal Justice and Police Act 2001

## 2001 CHAPTER 16

### PART 2

#### POWERS OF SEIZURE

##### *Construction of Part 2*

### 63 Copies

- (1) Subject to subsection (3)—
- (a) in this Part, “seize” includes “take a copy of”, and cognate expressions shall be construed accordingly;
  - (b) this Part shall apply as if any copy taken under any power to which any provision of this Part applies were the original of that of which it is a copy; and
  - (c) for the purposes of this Part, except sections 50 and 51, the powers mentioned in subsection (2) (which are powers to obtain hard copies etc. of information which is stored in electronic form) shall be treated as powers of seizure, and references to seizure and to seized property shall be construed accordingly.
- (2) The powers mentioned in subsection (1)(c) are any powers which are conferred by—
- (a) section 19(4) or 20 of the 1984 Act;
  - (b) Article 21(4) or 22 of the Police and Criminal Evidence (Northern Ireland) Order 1989 (S.I. 1989 1341 (N.I. 12));
  - (c) section 46(3) of the Firearms Act 1968 (c. 27);
  - (d) <sup>F1</sup> .....
  - (e) <sup>F2</sup> .....
  - (f) section 32(6)(b) of the Food Safety Act 1990 (c. 16);
  - (g) Article 34(6)(b) of the Food Safety (Northern Ireland) Order 1991 (S.I. 1991 762 (N.I. 7));
  - [<sup>F3</sup>(ga) section 23E(5)(b) (as read with section 23K(2)) of the Criminal Law (Consolidation) (Scotland) Act 1995;]
  - (h) section 28(2)(f) of the Competition Act 1998 (c. 41); or

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*Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, Section 63. (See end of Document for details)*

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(i) section 8(2)(c) of the Nuclear Safeguards Act 2000 (c. 5).

(3) Subsection (1) does not apply to section 50(6) or 57.

**Textual Amendments**

- F1** S. 63(2)(d) repealed (1.9.2007) by [Gambling Act 2005 \(c. 19\)](#), ss. 356, 358, [Sch. 17](#) (with ss. 352, 354); S.I. 2006/3272, [art. 2\(4\)](#) (with transitional provisions in art. 6, Sch. 4)
- F2** S. 63(2)(e) repealed (1.12.2007) by [Finance Act 2007 \(c. 11\)](#), ss. 84, 92, 114, [Sch. 22 para. 13\(1\)\(b\)](#), [Sch. 27 Pt. 5\(1\)](#); S.I. 2007/3166, [art. 3\(a\)](#)
- F3** S. 63(2)(ga) inserted (1.12.2007) by [Finance Act 2007 \(c. 11\)](#), s. 85, [Sch. 23 para. 12](#); S.I. 2007/3166, [art. 3\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice and Police Act 2001, Section 63.