

**Changes to legislation:** Serious Organised Crime and Police Act 2005, SCHEDULE 16 is up to date with all changes known to be in force on or before 29 February 2024. 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

### SCHEDULE 16

Section 174

#### REMAINING MINOR AND CONSEQUENTIAL AMENDMENTS (SEARCH WARRANTS)

##### *Incitement to Disaffection Act 1934 (c. 56)*

- 1 In section 2 of the Incitement to Disaffection Act 1934 (which makes provision about search warrants), in subsection (2), for “one month” substitute “three months”.

##### **Commencement Information**

- II** Sch. 16 para. 1 in force at 1.1.2006 by S.I. 2005/3495, art. 2(1)(s)

##### *Public Order Act 1936 (1 Edw. 8 & 1 Geo. 6 c. 6)*

- 2 In section 2 of the Public Order Act 1936 (prohibition of quasi-military organisations), in subsection (5), for “one month” substitute “three months”.

##### **Commencement Information**

- I2** Sch. 16 para. 2 in force at 1.1.2006 by S.I. 2005/3495, art. 2(1)(s)

##### *Wireless Telegraphy Act 1949 (c. 54)*

- <sup>F13</sup> .....

##### **Textual Amendments**

- F1** Sch. 16 para. 3 repealed (8.2.2007) by Wireless Telegraphy Act 2006 (c. 36), s. 126(2), Sch. 9 Pt. 1 (with Sch. 8 Pt. 1)

##### *Licensing Act 1964 (c. 26)*

- 4 Until their repeal by the Licensing Act 2003 (c. 17), the following provisions of the Licensing Act 1964 have effect as if for “one month” there were substituted “three months”
- section 54 (search warrants relating to clubs),
  - section 85(1) (search warrants relating to parties organised for gain),
  - section 187(1) (search warrants relating to sale of alcohol).

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**Commencement Information**

**I3** Sch. 16 para. 4 in force at 1.1.2006 by S.I. 2005/3495, art. 2(1)(s)

*Biological Weapons Act 1974 (c. 6)*

5 In section 4 of the Biological Weapons Act 1974 (powers to search etc.), in subsection (1)(a), for “one month” substitute “ three months ”.

**Commencement Information**

**I4** Sch. 16 para. 5 in force at 1.1.2006 by S.I. 2005/3495, art. 2(1)(s)

*Copyright, Designs and Patents Act 1988 (c. 48)*

- 6 (1) The Copyright, Designs and Patents Act 1988 is amended as follows.
- (2) In section 109 (search warrants), in subsection (3)(b), for “28 days” substitute “ three months ”.
- (3) In section 200 (search warrants), in subsection (3)(b), for “28 days” substitute “ three months ”.
- (4) In section 297B (search warrants), in subsection (3)(b), for “28 days” substitute “ three months ”.

**Commencement Information**

**I5** Sch. 16 para. 6 in force at 1.1.2006 by S.I. 2005/3495, art. 2(1)(s)

*Computer Misuse Act 1990 (c. 18)*

F27 .....

**Textual Amendments**

**F2** Sch. 16 para. 7 repealed (1.10.2008) by Police and Justice Act 2006 (c. 48), s. 53(1), Sch. 15 Pt. 4; S.I. 2008/2503, art. 2(d)

*Trade Marks Act 1994 (c. 26)*

8 In section 92A of the Trade Marks Act 1994 (search warrants), in subsection (3) (b), for “28 days” substitute “ three months ”.

**Commencement Information**

**I6** Sch. 16 para. 8 in force at 1.1.2006 by S.I. 2005/3495, art. 2(1)(s)

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**Commencement Orders yet to be applied to the Serious Organised Crime and Police Act 2005**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2006/2182 art. 3](#) amendment to earlier commencing SI 2006/1871