



Protection of Freedoms Act 2012

2012 CHAPTER 9

PART 2

REGULATION OF SURVEILLANCE

CHAPTER 1

REGULATION OF CCTV AND OTHER SURVEILLANCE CAMERA TECHNOLOGY

Procedural requirements

31 Alteration or replacement of code

- (1) The Secretary of State—
 - (a) must keep the surveillance camera code under review, and
 - (b) may prepare an alteration to the code or a replacement code.
- (2) Before preparing an alteration or a replacement code, the Secretary of State must consult the persons mentioned in section 29(5).
- (3) The Secretary of State must lay before Parliament an alteration or a replacement code prepared under this section.
- (4) If, within the 40-day period, either House of Parliament resolves not to approve the alteration or the replacement code, the Secretary of State must not issue the alteration or code.
- (5) If no such resolution is made within that period, the Secretary of State must issue the alteration or replacement code.
- (6) The alteration or replacement code—
 - (a) comes into force when issued, and
 - (b) may include transitional, transitory or saving provision.

Status: This is the original version (as it was originally enacted).

- (7) Subsection (4) does not prevent the Secretary of State from laying a new alteration or replacement code before Parliament.
- (8) In this section “the 40-day period” means the period of 40 days beginning with the day on which the alteration or replacement code is laid before Parliament (or, if it is not laid before each House of Parliament on the same day, the later of the two days on which it is laid).
- (9) In calculating the 40-day period, no account is to be taken of any period during which Parliament is dissolved or prorogued or during which both Houses are adjourned for more than four days.
- (10) In this Chapter “the surveillance camera code” means the code of practice issued under section 30(2) (as altered or replaced from time to time).