

Status: This version of this part contains provisions that are prospective.

Changes to legislation: Investigatory Powers Act 2016, Part 3 is up to date with all changes known to be in force on or before 25 April 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 10

MINOR AND CONSEQUENTIAL PROVISION

PART 3

ACQUISITION OF COMMUNICATIONS DATA

Regulation of Investigatory Powers Act 2000

53 The Regulation of Investigatory Powers Act 2000 is amended as follows.

Commencement Information

11 Sch. 10 para. 53 in force at 5.2.2019 by S.I. 2019/174, reg. 2(p)(ii)

54 Omit Chapter 2 of Part 1 (acquisition and disclosure of communications data).

Commencement Information

12 Sch. 10 para. 54 in force at 22.7.2020 by S.I. 2020/766, reg. 2(e)(ii)

55 In section 49(1)(c) (investigation of electronic data protected by encryption etc: powers under which data obtained)—

- (a) for the words from “section 22(3)” to “Part II” substitute “ Part 3 of the Investigatory Powers Act 2016 or Part 2 of this Act ”, and
- (b) for “under section 22(4)” substitute “ in pursuance of an authorisation under Part 3 of the Act of 2016 or as the result of the issue of a warrant under Chapter 2 of Part 6 of the Act of 2016 ”.

Commencement Information

13 Sch. 10 para. 55 in force at 5.2.2019 for specified purposes by S.I. 2019/174, reg. 2(p)(iii)

56 In section 71(2) (issue and revision of codes of practice) omit “23A or”.

Commencement Information

14 Sch. 10 para. 56 in force at 22.7.2020 by S.I. 2020/766, reg. 2(e)(iii)

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PROSPECTIVE

F157

Textual Amendments

F1 Sch. 10 para. 57 omitted (5.2.2019) by virtue of [The Data Retention and Acquisition Regulations 2018 \(S.I. 2018/1123\)](#), [reg. 1\(4\)\(d\)\(5\)](#), [Sch. 1 para. 28](#) (see S.I. 2019/174, [reg. 2\(c\)](#))

PROSPECTIVE

F258

Textual Amendments

F2 Sch. 10 para. 58 omitted (5.2.2019) by virtue of [The Data Retention and Acquisition Regulations 2018 \(S.I. 2018/1123\)](#), [reg. 1\(4\)\(d\)\(5\)](#), [Sch. 1 para. 28](#) (see S.I. 2019/174, [reg. 2\(c\)](#))

59 In section 78(3)(a) (affirmative orders) omit “22(9), 23A(6), 25(5),”.

Commencement Information

I5 Sch. 10 para. 59 in force at 22.7.2020 by [S.I. 2020/766](#), [reg. 2\(e\)\(iii\)](#)

60 In section 81(9) (general interpretation: certain references relating to Northern Ireland) omit “23A(7)(b),”.

Commencement Information

I6 Sch. 10 para. 60 in force at 22.7.2020 by [S.I. 2020/766](#), [reg. 2\(e\)\(iii\)](#)

Police Reform Act 2002

61 (1) Paragraph 19ZA of Schedule 3 to the Police Reform Act 2002 (investigations by the IPCC: information notices) is amended as follows.

(2) In sub-paragraph (3) omit—

- (a) the words from “(within the meaning of Chapter 2” to “2000)”, and
- (b) the words “(within the meaning of that Chapter)”.

(3) After sub-paragraph (3) insert—

“(3A) In sub-paragraph (3) “communications data”, “postal operator” and “telecommunications operator” have the same meanings as in the Investigatory Powers Act 2016 (see sections 261 and 262 of that Act).”

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Commencement Information

I7 Sch. 10 para. 61 in force at 5.2.2019 by S.I. 2019/174, reg. 2(p)(iv)

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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. 58(4)(e) inserted by [2023 c. 41 Sch. 13 para. 9](#)