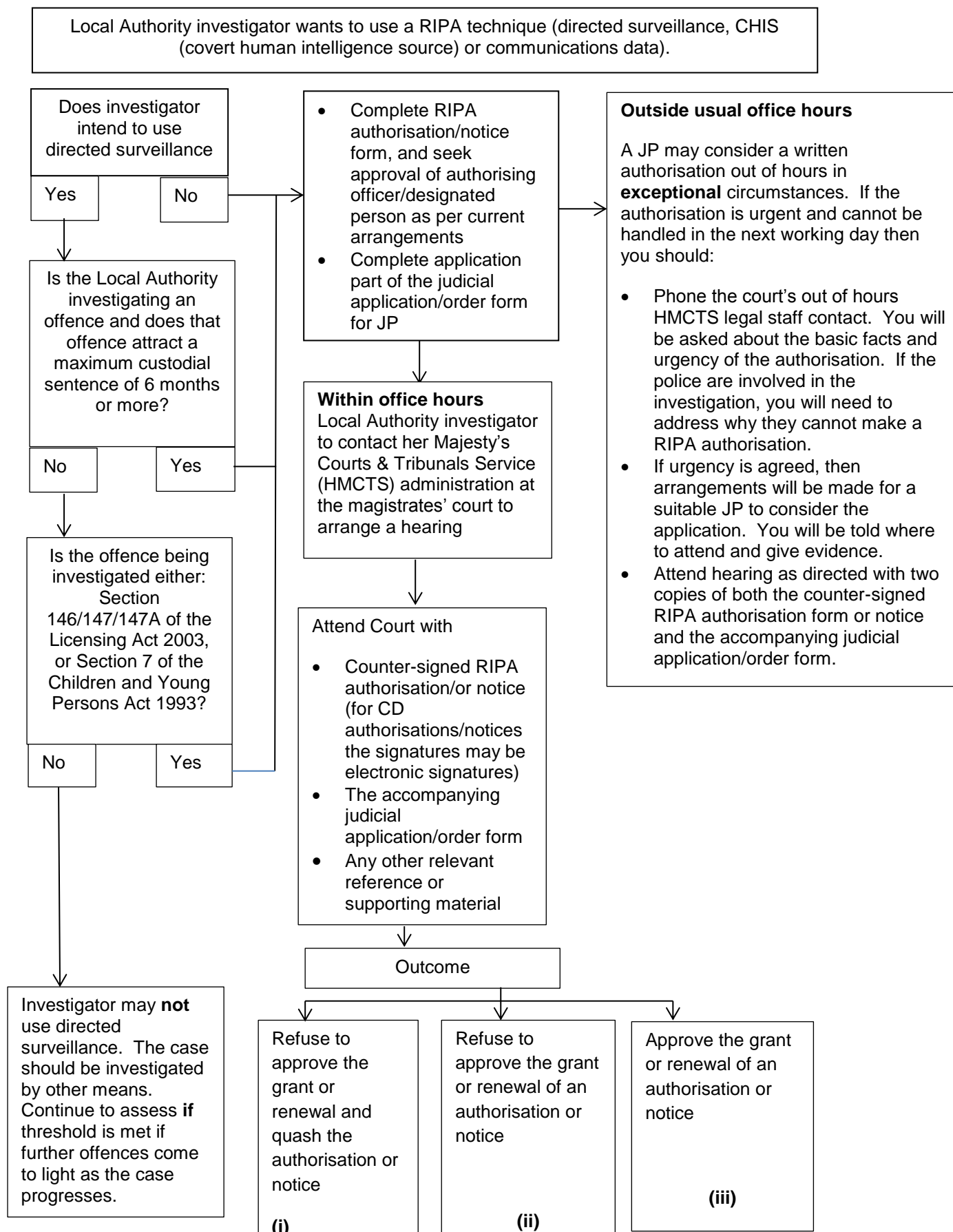


Schedule 5

LOCAL AUTHORITY PROCEDURE: APPLICATION TO A JUSTICE OF THE PEACE SEEKING AN ORDER TO APPROVE THE GRANT OF A RIPA AUTHORISATION OR NOTICE



(i)

This may be appropriate if the JP considers that an application is fundamentally flawed. The Local Authority must be given at least 2 business days in which to make representations before the authorisation is quashed. In these circumstances, a Local Authority cannot use the technique and will need to seek fresh authorisation internally before applying.

(ii)

The grant or renewal of the RIPA authorisation or notice will **not** take effect and the Local Authority may not use the covert technique. Local Authority may wish to address, for example, a technical error and reapply.

(iii)

Technique may be used in this case. Investigator to resubmit to the JP any renewal or authorisation for the use of a different technique in this case.

Obtain signed order and retain original RIPA authorisation/notice.

For CD authorisations or notices, Local Authority Investigator to provide additional copy of judicial order to the SPoC.

If out of hours, a copy of the signed order to be provided to the court the next working day.

**Application for judicial approval for authorisation to obtain or disclose communications data, to use a covert human intelligence source or to conduct directed surveillance
Regulation of Investigatory Powers Act 2000 sections 23A, 23B, 32A, 32B.**

Local Authority	
Local Authority Department	
Offence under investigation	
Address of premises or identity of subject	
Covert technique requested: (tick one and specify details)	

Communications Data

☐

Covert Human Intelligence Source

☐

Directed Surveillance

☐

Summary of Details	
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Note: This application should be read in conjunction with the attached RIPA authorisation/RIPA application or notice.

Authorising Officer	
Officer/Designated appearing before JP	
Address of applicant and department	

Contact telephone number	
Contact email address (optional)	
Local Authority reference	
Number of pages	

Order made on an application for judicial approval for authorisation to obtain or disclose communications data, to use a covert human intelligence source or to conduct directed surveillance. Regulation of Investigatory Powers Act 2000 sections 23A, 23B, 32A, 32B.

Magistrates' Court	
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Having considered the application, I (tick one)

<input type="checkbox"/>	Am satisfied that there are reasonable grounds for believing that the requirements of the Act were satisfied and remain satisfied, and that the relevant conditions are satisfied and I therefore approve the grant or renewal of the authorisation/notice
<input type="checkbox"/>	Refuse to approve the grant or renewal of the authorisation/notice
<input type="checkbox"/>	Refuse to approve the grant or renewal and quash the authorisation/notice
Notes	
Reasons	

Signed:

Date:

Time:

Full Name:

Address of magistrates' court: