



Can Police Access My Phone?

Visual Resource



The police may request access to your mobile phone. This request is usually made if they believe the device contains evidence relating to an ongoing investigation.

The police can only take and access your phone when:

1

You voluntarily give a police officer your phone

If you do not want to give a police officer your phone, you can say: "**No thank you officer, I do not want to give you my phone.**"

2

They have a search warrant for your phone

A search warrant does not mean the police can automatically have access to your phone. Always read the whole warrant to **know your rights**. If you get a search warrant, you should seek legal advice.

3

Sometimes a police officer can search your phone without a warrant

For a police officer to search you without a warrant they must have reasonable grounds to believe that:

- You have something related to a crime.
- You have something that has been stolen (this includes your phone!).

4

The police can also take your phone when you are under arrest

No warrant, no password! You do not have to give the police officer your phone password **unless** they have a warrant.

1. It is important you have a password you can remember.
2. Always be polite and calm when interacting with police.
3. You can call a support person at any time.
4. You have the right to remain silent.

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