

PART 1316 — ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

Subpart A — Administrative Inspections

§1316.07 Requirement for administrative inspection warrant; exceptions.

In all cases where an inspection is contemplated, an administrative inspection warrant is required pursuant to section 510 of the Act (**21 U.S.C. 880**), except that such warrant shall not be required for establishments applying for initial registration under the Act, for the inspection of books and records pursuant to an administrative subpoena issued in accordance with section 506 of the Act (**21 U.S.C. 876**) nor for entries in administrative inspections (including seizures of property):

- (a) With the consent of the owner, operator, or agent in charge of the controlled premises as set forth in **Sec. 1316.08**;
- (b) In situations presenting imminent danger to health or safety;
- (c) In situations involving inspection of conveyances where there is reasonable cause to obtain a warrant;
- (d) In any other exceptional or emergency circumstance or time or opportunity to apply for a warrant is lacking; or
- (e) In any other situations where a warrant is not constitutionally required.