

No. 651

AN ACT

Regulating the procedure for petitioning a court to order a safety deposit box opened in furtherance of a criminal investigation or proceeding.

Safe deposit boxes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

In criminal investigation and proceeding, upon petition, any court may order opening of safe deposit box under certain procedural conditions.

Section 1. Except as herein provided, during any criminal investigation or criminal proceeding when a petition is filed with any court for an order to open a safe deposit box, whether such petition is filed by a police official or any other person, the court shall not issue any such order until at least forty-eight hours after notice of the filing of such petition and a certified copy of said petition has been served upon the holder or holders of the safe deposit box. The petition shall set forth the date and time and place when the holder or holders of said safe deposit box may have an opportunity to appear in court for the purpose of answering the petition to show cause why the safe deposit box should not be opened. If the person filing such petition shall, by affidavit, advise the court that the holder or holders of said safe deposit box cannot be located, then the court may issue such order for the opening of said safe deposit box without the notice required by this act. The court shall have the power to order the said safe deposit box sealed pending the disposition of the petition and to enjoin the holder or holders of said safe deposit box from opening or permitting the opening of the box except as directed by the court. This act is hereby declared to be procedural and it is not intended to affect the substantive rights of holders of safe deposit boxes.

Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 20th day of September, A. D. 1961.

DAVID L. LAWRENCE

No. 652

AN ACT

Amending the act of July 27, 1955 (P. L. 288), entitled, as amended, "An act making it unlawful for owners of certain property in cities of the first class and in cities of the second class to sell or agree to sell such property without first delivering to the purchaser a certification of the District classification; and requiring such owners to insert in any agreement of sale of such property a statement concerning zoning classifica-