



Terrorism Act 2000

CHAPTER 11

TERRORISM ACT 2000

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Status: This is the original version (as it was originally enacted).

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SCHEDULES

SCHEDULE 1 — Northern Ireland (Emergency Provisions) Act 1996

Temporary extension

- 1 (1) This paragraph applies to any of the following if...
- 2 (1) A provision to which paragraph 1 applies shall continue...
- 3 (1) The powers under section 62(3)(a) and (c) of the...
- 4 The Secretary of State may by order provide for a...
- 5 The continuance in force of a provision by virtue of...
- 6 (1) A provision of the Northern Ireland (Emergency Provisions) Act...

Amendments during temporary extension

- 7 The provisions of the 1996 Act which continue in force...
- 8 In section 19 (arrest and seizure) after subsection (4) insert—...
- 9 In section 20 (search for munitions, &c.) after subsection (5)...
- 10 In section 26 (powers of entry, &c.) after subsection (2)...
- 11 In section 33 (collection of information, &c.) after subsection (5)...
- 12 (1) Part V (private security services) shall have effect subject...

SCHEDULE 2 — Proscribed Organisations

Note

SCHEDULE 3 — The Proscribed Organisations Appeal Commission

Constitution and administration

- 1 (1) The Commission shall consist of members appointed by the...
- 2 The Lord Chancellor may appoint officers and servants for the...

3 The Lord Chancellor— (a) may pay sums by way of...

Procedure

- 4 (1) The Commission shall sit at such times and in...
 5 (1) The Lord Chancellor may make rules—
 6 (1) This paragraph applies to— (a) proceedings brought by an...
 7 (1) The relevant law officer may appoint a person to...
 8 (1) Section 9(1) of the Interception of Communications Act 1985...

SCHEDULE 4 — Forfeiture Orders

Part I — ENGLAND AND WALES

Interpretation

1 In this Part of this Schedule— “forfeiture order” means an...

Implementation of forfeiture orders

- 2 (1) Where a court in England and Wales makes a...
 3 (1) A receiver appointed under paragraph 2 shall be entitled...
 4 (1) In paragraphs 2 and 3 “the proper officer” means—...

Restraint orders

- 5 (1) The High Court may make a restraint order under...
 6 (1) A restraint order shall provide for notice of it...
 7 (1) A constable may seize any property subject to a...
 8 (1) The Land Charges Act 1972 and the Land Registration...

Compensation

- 9 (1) This paragraph applies where a restraint order is discharged...
 10 (1) This paragraph applies where— (a) a forfeiture order or...

Proceedings for an offence: timing

11 (1) For the purposes of this Part of this Schedule...

Enforcement of orders made elsewhere in the British Islands

- 12 In the following provisions of this Part of this Schedule—...
 13 (1) Subject to the provisions of this paragraph, a Scottish,...

Enforcement of orders made in designated countries

14 (1) Her Majesty may by Order in Council make provision...
 Part II — SCOTLAND

Implementation of forfeiture orders

- 15 In this Part of this Schedule— “forfeiture order” means an...
 16 (1) Where a court in Scotland makes a forfeiture order...

Administrators

17 (1) The Court of Session may by rules of court...

Restraint orders

- 18 (1) The Court of Session, on an application made by...
- 19 (1) A restraint order shall provide for notice of it...
- 20 (1) A constable may seize any property subject to a...
- 21 (1) On the application of the Lord Advocate, the Court...
- 22 (1) On the application of the Lord Advocate, the court...

Compensation

- 23 (1) This paragraph applies where a restraint order is recalled...
- 24 (1) This paragraph applies where— (a) a forfeiture order or...

Proceedings for an offence: timing

- 25 (1) For the purposes of this Part of this Schedule...

Enforcement of orders made elsewhere in the British Islands

- 26 In the following provisions of this Part of this Schedule—...
- 27 (1) Subject to the provisions of this paragraph, an England...

Enforcement of orders made in designated countries

- 28 (1) Her Majesty may by Order in Council make provision...
- Part III — NORTHERN IRELAND

Interpretation

- 29 In this Part of this Schedule— “forfeiture order” means an...

Implementation of forfeiture orders

- 30 (1) Where a court in Northern Ireland makes a forfeiture...
- 31 (1) A receiver appointed under paragraph 30 shall be entitled...
- 32 (1) In paragraphs 30 and 31 “the proper officer” means—...

Restraint orders

- 33 (1) The High Court may make a restraint order under...
- 34 (1) A restraint order shall provide for notice of it...
- 35 (1) A constable may seize any property subject to a...
- 36 (1) The power to make a restraint order under the...
- 37 (1) A person commits an offence if he contravenes a...
- 38 (1) The prosecutor shall be treated for the purposes of...

Compensation

- 39 (1) This paragraph applies where a restraint order is discharged...
- 40 (1) This paragraph applies where— (a) a forfeiture order or...

Proceedings for an offence: timing

- 41 (1) For the purposes of this Part of this Schedule...

Enforcement of orders made elsewhere in the British Islands

- 42 In the following provisions of this Part of this Schedule—...

- 43 (1) Subject to the provisions of this paragraph, an England...

Enforcement of orders made in designated countries

- 44 (1) Her Majesty may by Order in Council make provision...
Part IV — INSOLVENCY: UNITED KINGDOM PROVISIONS

General

- 45 In this Part of this Schedule— “ancillary order” means an...

Protection of creditors against forfeiture

- 46 (1) During the period of six months beginning with the...
47 (1) This paragraph applies where— (a) before or after a...
48 (1) Where by virtue of paragraph 47(3) property falls to...
49 (1) This paragraph applies to property which ceased to be...

Expenses incurred in connection with forfeiture

- 50 (1) Where money or other property falls to be dealt...

Protection of insolvency practitioners

- 51 (1) This paragraph applies where an insolvency practitioner seizes or...

Insolvency practitioners in the Islands and designated countries

- 52 (1) An order may be made under this paragraph to...

Interpretation

- 53 (1) In this Part of this Schedule (other than in...

SCHEDULE 5 — Terrorist Investigations: Information
Part I — ENGLAND AND WALES AND NORTHERN IRELAND

Searches

- 1 (1) A constable may apply to a justice of the...
2 (1) This paragraph applies where an application is made under...
3 (1) Subject to sub-paragraph (2), a police officer of at...

Excepted material

- 4 In this Part— (a) “excluded material” has the meaning given...

Excluded and special procedure material: production & access

- 5 (1) A constable may apply to a Circuit judge for...
6 (1) A Circuit judge may grant an application under paragraph...
7 (1) An order under paragraph 5 may be made in...
8 (1) An order under paragraph 5— (a) shall not confer...
9 (1) An order under paragraph 5 may be made in...
10 (1) An order of a Circuit judge under paragraph 5...

Excluded or special procedure material: search

- 11 (1) A constable may apply to a Circuit judge for...
- 12 (1) A Circuit judge may grant an application under paragraph...

Explanations

- 13 (1) A constable may apply to a Circuit judge for...
- 14 (1) A person commits an offence if, in purported compliance...

Urgent cases

- 15 (1) A police officer of at least the rank of...
- 16 (1) If a police officer of at least the rank...

Supplementary

- 17 For the purposes of sections 21 and 22 of the...

Northern Ireland

- 18 In the application of this Part to Northern Ireland—
- 19 (1) The Secretary of State may by a written order...
- 20 (1) The Secretary of State may exercise the power to...
- 21 (1) The Secretary of State may by a written order...

Part II — SCOTLAND

Order for production of material

- 22 (1) The procurator fiscal may apply to the sheriff for...
- 23 (1) The sheriff may grant an application under paragraph 22...
- 24 (1) An order under paragraph 22 may be made in...
- 25 (1) Subject to paragraph 33(1), an order under paragraph 22...
- 26 (1) An order under paragraph 22 may be made in...
- 27 (1) Provision may be made by Act of Adjournal as...

Searches

- 28 (1) The procurator fiscal may apply to the sheriff to...
- 29 (1) The conditions referred to in paragraph 28(4)(c) are—

Explanations

- 30 (1) The procurator fiscal may apply to the sheriff for...

Urgent cases

- 31 (1) A police officer of at least the rank of...
- 32 (1) If a police officer of at least the rank...

Supplementary

- 33 (1) This Part of this Schedule is without prejudice to...

SCHEDULE 6 — Financial Information

Orders

- 1 (1) Where an order has been made under this paragraph...

Procedure

- 2 An order under paragraph 1 may be made only on...
3 An order under paragraph 1 may be made only by—...
4 (1) Crown Court Rules may make provision about the procedure...

Criteria for making order

- 5 An order under paragraph 1 may be made only if...

Financial institution

- 6 (1) In this Schedule “financial institution” means—

Customer information

- 7 (1) In this Schedule “customer information” means (subject to sub-paragraph...
paragraph...)

Offence by body corporate, &c.

- 8 (1) This paragraph applies where an offence under paragraph 1(3)...

Self-incrimination

- 9 (1) Customer information provided by a financial institution under this...

SCHEDULE 7 — Port and Border Controls

Interpretation

- 1 (1) In this Schedule “examining officer” means any of the...

Power to stop, question and detain

- 2 (1) An examining officer may question a person to whom...
3 An examining officer may question a person who is in...
4 (1) A place in Northern Ireland is within the border...
5 A person who is questioned under paragraph 2 or 3...
6 (1) For the purposes of exercising a power under paragraph...

Searches

- 7 For the purpose of satisfying himself whether there are any...
8 (1) An examining officer who questions a person under paragraph...
9 (1) An examining officer may examine goods to which this...
10 (1) An examining officer may authorise a person to carry...

Detention of property

- 11 (1) This paragraph applies to anything which—

Designated ports

- 12 (1) This paragraph applies to a journey—

Embarkation and disembarkation

- 13 (1) The Secretary of State may by notice in writing...
14 (1) The Secretary of State may by notice in writing...
15 (1) This paragraph applies to a ship employed to carry...

Carding

- 16 (1) The Secretary of State may by order make provision...

Provision of passenger information

- 17 (1) This paragraph applies to a ship or aircraft which—...

Offences

- 18 (1) A person commits an offence if he—

SCHEDULE 8 — Detention

Part I — TREATMENT OF PERSONS DETAINED UNDER SECTION 41 OR
SCHEDULE 7

Place of detention

- 1 (1) The Secretary of State shall designate places at which...

Identification

- 2 (1) An authorised person may take any steps which are...

Audio and video recording of interviews

- 3 (1) The Secretary of State shall— (a) issue a code...
4 (1) This paragraph applies to a code of practice under...

Status

- 5 A detained person shall be deemed to be in legal...

Rights: England, Wales and Northern Ireland

- 6 (1) Subject to paragraph 8, a person detained under Schedule...
7 (1) Subject to paragraphs 8 and 9, a person detained...
8 (1) Subject to sub-paragraph (2), an officer of at least...
9 (1) A direction under this paragraph may provide that a...
10 (1) This paragraph applies where a person is detained in...
11 (1) Before fingerprints or a sample are taken from a...
12 (1) This paragraph applies where— (a) two or more non-intimate...
13 (1) Where appropriate written consent to the taking of an...
14 (1) This paragraph applies to— (a) fingerprints or samples taken...
15 (1) In the application of paragraphs 10 to 14 in...

Rights: Scotland

- 16 (1) A person detained under Schedule 7 or section 41...
17 (1) An officer not below the rank of Assistant Chief...
18 (1) Paragraphs 16 and 17 shall have effect, in relation...
19 The Secretary of State shall, by order, make provision to...

Status: This is the original version (as it was originally enacted).

- 20 (1) Subject to the modifications specified in sub-paragraphs (2) and...
Part II — REVIEW OF DETENTION UNDER SECTION 41

Requirement

- 21 (1) A person's detention shall be periodically reviewed by a...

Postponement

- 22 (1) A review may be postponed if at the latest...

Grounds for continued detention

- 23 (1) A review officer may authorise a person's continued detention...

Review officer

- 24 (1) The review officer shall be an officer who has...
25 (1) This paragraph applies where— (a) the review officer is...

Representations

- 26 (1) Before determining whether to authorise a person's continued detention,...

Rights

- 27 (1) Where a review officer authorises continued detention he shall...

Record

- 28 (1) A review officer carrying out a review shall make...
Part III — EXTENSION OF DETENTION UNDER SECTION 41

Warrants of further detention

- 29 (1) A police officer of at least the rank of...

Time limit

- 30 (1) An application for a warrant shall be made—

Notice

- 31 An application for a warrant may not be heard unless...

Grounds for extension

- 32 (1) A judicial authority may issue a warrant of further...

Representation

- 33 (1) The person to whom an application relates shall—

Information

- 34 (1) The officer who has made an application for a...

Adjournments

35 (1) A judicial authority may adjourn the hearing of an...

Extensions of warrants

36 (1) A police officer of at least the rank of...

Detention - conditions

37 A person detained by virtue of a warrant issued under...

SCHEDULE 9 — Scheduled Offences
Part I — SUBSTANTIVE OFFENCES

Common law offences

- 1 Murder subject to note 1 below.
- 2 Manslaughter subject to note 1 below.
- 3 Riot subject to note 1 below.
- 4 Kidnapping subject to note 1 below.
- 5 False imprisonment subject to note 1 below.

Malicious Damage Act 1861 (c. 97)

6 Offences under section 35 of the Malicious Damage Act 1861...

Offences against the Person Act 1861 (c. 100)

7 Offences under the following provisions of the Offences against the...

Explosive Substances Act 1883 (c. 3)

8 Offences under the following provisions of the Explosive Substances Act...

Prison Act (Northern Ireland) 1953 (c. 18 (N.I.))

9 Offences under the following provisions of the Prison Act (Northern...

Theft Act (Northern Ireland) 1969 (c. 16 (N.I.))

10 Offences under the following provisions of the Theft Act (Northern...

Protection of the Person and Property Act (Northern Ireland) 1969 (c. 29 (N.I.))

11 Offences under the following provisions of the Protection of the...

Hijacking

- 12 Offences under section 1 of the Aviation Security Act 1982...
- 13 Offences in Northern Ireland under section 2 of the Criminal...

Criminal Damage (Northern Ireland) Order 1977 (S.I. 1977/426 (N.I. 4))

14 Offences under the following provisions of the Criminal Damage (Northern...

Status: This is the original version (as it was originally enacted).

Criminal Law (Amendment) (Northern Ireland) Order 1977 (S.I. 1977/1249 (N.I. 16))

15 Offences under Article 3 of the Criminal Law (Amendment) (Northern...

Firearms (Northern Ireland) Order 1981 (S.I. 1981/155 (N.I. 2))

16 Offences under the following provisions of the Firearms (Northern Ireland)...

Taking of Hostages Act 1982 (c. 28)

17 Offences under the Taking of Hostages Act 1982 subject to...

Nuclear Material (Offences) Act 1983 (c. 18)

18 Offences under section 2 of the Nuclear Material (Offences) Act...

Computer Misuse Act 1990 (c. 18)

19 Offences under the following provisions of the Computer Misuse Act...

Aviation and Maritime Security Act 1990 (c. 31)

20 Offences under the following provisions of the Aviation and Maritime...

Channel Tunnel (Security) Order 1994 (S.I. 1994/570)

21 Offences under the following provisions of the Channel Tunnel (Security)...

This Act

22 Offences under the following provisions of this Act—

Notes

- 1 Any offence specified in this Part of this Schedule which...
 - 2 An offence specified in paragraph 10(a), (c) or (e) is...
 - 3 An offence specified in paragraph 10(b) or (d) is a...
 - 4 The offence specified in paragraph 16(g) is a scheduled offence...
- Part II — INCHOATE AND RELATED OFFENCES
Part III — EXTRA-TERRITORIAL OFFENCES

Note

SCHEDULE 10 — Munitions and Transmitters: Search and Seizure

Interpretation

- 1 (1) In this Schedule “officer” means— (a) a member of...

Entering premises

- 2 (1) An officer may enter and search any premises for...
- 3 If it is necessary for the purpose of carrying out...
- 4 (1) If the officer carrying out a search of premises...
- 5 Section 114(2) has effect for the purposes of this Schedule...

Stopping and searching persons

6 (1) An officer may— (a) stop a person in a...

Seizure

7 (1) This paragraph applies where an officer is empowered by...

Records

8 (1) Where an officer carries out a search of premises...

9 (1) Where an officer makes a record of a search...

Offence

10 (1) A person commits an offence if he—

11 (1) A person commits an offence if he fails to...

SCHEDULE 11 — Independent Assessor of Military Complaints Procedures in Northern Ireland

Tenure

1 (1) The Independent Assessor of Military Complaints Procedures in Northern...

Remuneration

2 (1) The Secretary of State shall pay to the Independent...

Staff

3 (1) The Independent Assessor may appoint such number of employees,...

Reports

4 (1) The Independent Assessor shall send the Secretary of State...

Disqualification

5 In Part III of Schedule 1 to the Northern Ireland...

SCHEDULE 12 — Compensation

Right to compensation

1 (1) This paragraph applies where under Part VII of this...

2 No compensation shall be payable unless an application is made...

Time limit

3 (1) Subject to sub-paragraphs (2) and (3), an application for...

Determination

4 Where the Secretary of State determines an application for compensation...

5 (1) An applicant may appeal to the county court against—...

Status: This is the original version (as it was originally enacted).

- 6 (1) This paragraph applies where the Secretary of State considers...
7 Where the Secretary of State makes an award of compensation...

Assignment of right

- 8 (1) This paragraph applies where— (a) a person has made...

Offenders

- 9 (1) This paragraph applies where a person has a right...

Notices

- 10 A notice served under paragraph 3(3)(a) or 4 shall contain...
11 (1) The Secretary of State may serve a notice under...

Offences

- 12 (1) A person commits an offence if he obtains compensation...

SCHEDULE 13 — Private Security Services

Security services: interpretation

- 1 In this Schedule “security services” means the services of one...

Unlicensed services: offences

- 2 A person commits an offence if he provides or offers...
3 (1) A person commits an offence if he publishes or...
4 (1) A person commits an offence if he pays money...
5 (1) A person guilty of an offence under paragraph 2...

Application for licence

- 6 (1) An application for a licence under this Schedule shall...

Issue of licence

- 7 (1) The Secretary of State shall grant an application for...

Duration of licence

- 8 (1) A licence— (a) shall come into force at the...

Revocation of licence

- 9 (1) The Secretary of State may revoke a licence if...

Appeal

- 10 The applicant for a licence may appeal to the High...
11 (1) Where an appeal is brought under paragraph 10, the...

Change of personnel

- 12 Paragraphs 13 and 14 apply to a person who—
13 (1) If a person to whom this paragraph applies proposes...
14 (1) A person to whom this paragraph applies shall give...

- 15 (1) A person commits an offence if he fails to...

Records

- 16 (1) A constable may— (a) enter premises where a business...
17 (1) A person who provides security services for reward commits...

Offence: body corporate

- 18 (1) This paragraph applies where an offence under this Schedule...

Notice

- 19 (1) A notice under this Schedule shall be in writing....

SCHEDULE 14 — Exercise of Officers' Powers

General

- 1 In this Schedule an “officer” means— (a) an authorised officer...
2 An officer may enter a vehicle (within the meaning of...
3 An officer may if necessary use reasonable force for the...

Information

- 4 (1) Information acquired by an officer may be supplied—

Code of practice

- 5 An officer shall perform functions conferred on him by virtue...
6 (1) The Secretary of State shall issue codes of practice...
7 (1) Before issuing a code of practice the Secretary of...

SCHEDULE 15 — Consequential Amendments

Criminal Justice Act 1967 (c. 80)

- 1 (1) The Criminal Justice Act 1967 shall be amended as...

Treatment of Offenders Act (Northern Ireland) 1968 (c. 29 (N.I.))

- 2 (1) The Treatment of Offenders Act (Northern Ireland) 1968 shall...

Suppression of Terrorism Act 1978 (c. 26)

- 3 (1) The Suppression of Terrorism Act 1978 shall be amended...

Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 (S.I. 1981/228 (N.I.8))

- 4 (1) In Schedule 1 to the Legal Aid, Advice and...

Police and Criminal Evidence Act 1984 (c. 60)

- 5 (1) The Police and Criminal Evidence Act 1984 shall be...

Criminal Justice Act 1988 (c. 33)

- 6 (1) The Criminal Justice Act 1988 shall be amended as...

Status: This is the original version (as it was originally enacted).

Elected Authorities (Northern Ireland) Act 1989 (c. 3)

7 (1) The Elected Authorities (Northern Ireland) Act 1989 shall be...

Police and Criminal Evidence (Northern Ireland) Order 1989 (S.I. 1989/1341 (N.I. 12))

8 (1) The Police and Criminal Evidence (Northern Ireland) Order 1989...

Criminal Justice and Public Order Act 1994 (c. 33)

9 In section 139(11) of the Criminal Justice and Public Order...

Drug Trafficking Act 1994 (c. 37)

10 (1) The Drug Trafficking Act 1994 shall be amended as...

Proceeds of Crime (Scotland) Act 1995 (c. 43)

11 (1) The Proceeds of Crime (Scotland) Act 1995 shall be...

Northern Ireland (Remission of Sentences) Act 1995 (c. 47)

12 (1) The following shall be substituted for section 1(1) and...

Criminal Procedure and Investigations Act 1996 (c. 25)

13 (1) The Criminal Procedure and Investigations Act 1996 shall, in...

Proceeds of Crime (Northern Ireland) Order 1996 (S.I. 1996/1299 (N.I. 9))

14 (1) The Proceeds of Crime (Northern Ireland) Order 1996 shall...

Northern Ireland Arms Decommissioning Act 1997 (c. 7)

15 (1) This paragraph applies to a reference in paragraph 9...

Northern Ireland (Sentences) Act 1998 (c. 35)

16 (1) The Northern Ireland (Sentences) Act 1998 shall be amended...

17 (1) This paragraph applies to a reference in section 14(2)...

Criminal Justice (Children) (Northern Ireland) Order 1998 (S.I. 1998/1504 (N.I. 9))

18 (1) The Criminal Justice (Children) (Northern Ireland) Order 1998 shall...

Access to Justice Act 1999 (c. 22)

19 (1) In paragraph 2(1) of Schedule 2 to the Access...

Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)

20 (1) The Powers of Criminal Courts (Sentencing) Act 2000 shall...

SCHEDULE 16 — Repeals and Revocations

Part I — ACTS

Part II — ORDERS