



Counter-Terrorism Act 2008

2008 CHAPTER 28

PART 7

MISCELLANEOUS

Pre-charge detention of terrorist suspects

82 Pre-charge detention: minor amendments

- (1) In paragraph 9 of Schedule 8 to the Terrorism Act 2000 (direction that detained person may consult solicitor only within sight and hearing of qualified officer), for subparagraph (3) (grounds on which direction may be given) substitute—
- “(3) A direction under this paragraph may be given only if the officer giving it has reasonable grounds for believing—
- (a) that, unless the direction is given, the exercise of the right by the detained person will have any of the consequences specified in paragraph 8(4), or
 - (b) that the detained person has benefited from his criminal conduct and that, unless the direction is given, the exercise of the right by the detained person will hinder the recovery of the value of the property constituting the benefit.”.

(2) In paragraph 29(4) of that Schedule (meaning of “judicial authority”), in paragraphs (a) and (c) omit “after consulting the Lord Chancellor”.

Commencement Information

II S. 82 in force at 16.2.2009 by [S.I. 2009/58](#), [art. 2\(g\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Cross
Heading: Pre-charge detention of terrorist suspects.