



Terrorism Prevention and Investigation Measures Act 2011

CHAPTER 23

TERRORISM PREVENTION AND INVESTIGATION MEASURES ACT 2011

New regime to protect the public from terrorism

- 1 Abolition of control orders
- 2 Imposition of terrorism prevention and investigation measures
- 3 Conditions A to E
- 4 Involvement in terrorism-related activity

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- 5 Five year limit for TPIM notices

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- 6 Prior permission of the court
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- 11 Review of ongoing necessity

Changes to legislation: There are currently no known outstanding effects for the Terrorism Prevention and Investigation Measures Act 2011. (See end of Document for details)

Changes concerning TPIM notices

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SCHEDULES

SCHEDULE 1 — Terrorism prevention and investigation measures
Part 1 — MEASURES

... Residence measure

- 1 (1) The Secretary of State may impose restrictions on the...

Travel measure

- 2 (1) The Secretary of State may impose restrictions on the...

Exclusion measure

- 3 (1) The Secretary of State may impose restrictions on the...

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Movement directions measure

- 4 (1) The Secretary of State may impose a requirement for...

Financial services measure

- 5 (1) The Secretary of State may impose restrictions on the...

Property measure

- 6 (1) The Secretary of State may impose either or both...

Electronic communication device measure

- 6A (1) The Secretary of State may impose on the individual—...
7 (1) The Secretary of State may impose either or both...

Association measure

- 8 (1) The Secretary of State may impose restrictions on the...

Work or studies measure

- 9 (1) The Secretary of State may impose restrictions on the...

Reporting measure

- 10 (1) The Secretary of State may impose a requirement for...

Polygraph measure

- 10ZA (1) The Secretary of State may impose a requirement for...

Drug testing measure

- 10ZB (1) The Secretary of State may impose a requirement for...

Photography measure

- 10A (1) The Secretary of State may impose a requirement for...
11 The Secretary of State may impose a requirement for the...

Monitoring measure

- 12 (1) The Secretary of State may impose requirements for the...

Provision of residence information measure

- 12A (1) The Secretary of State may impose a requirement for...
Part 2 — PERMISSION AND NOTICES

Permission

- 13 (1) Any application by an individual for permission must be...

Notices

- 14 (1) This paragraph applies for the purposes of any notice...

Power of Secretary of State to vary or revoke notices

15 The Secretary of State may vary or revoke a notice...

SCHEDULE 2 — Urgent cases: reference to the court etc

Application

1 This Schedule applies if the Secretary of State—

Statement of urgency

2 The TPIM notice must include a statement that the Secretary...

Reference to court

3 (1) Immediately after serving the TPIM notice, the Secretary of...

Decision by court

4 (1) In a case where the court determines that a...

Procedures on reference

5 (1) In determining a reference under paragraph 3, the court...

Interpretation

6 (1) References in this Schedule to the urgency condition being...

SCHEDULE 3 — Appeals against convictions

1 An individual who has been convicted of an offence under...

2 An appeal under this Schedule is to be made—

3 (1) The right of appeal under this Schedule does not...

4 (1) On an appeal under this Schedule to any court,...

SCHEDULE 4 — Proceedings relating to terrorism prevention and investigation measures

Introductory

1 In this Schedule— “appeal proceedings” means proceedings in the Court...

Rules of court: general provision

2 (1) A person making rules of court relating to TPIM...

Rules of court: disclosure

3 (1) Rules of court relating to TPIM proceedings or appeal...

4 (1) Rules of court relating to TPIM proceedings or appeal...

Article 6 rights

5 (1) Nothing in paragraphs 2 to 4, or in rules...

Changes to legislation: There are currently no known outstanding effects for the Terrorism Prevention and Investigation Measures Act 2011. (See end of Document for details)

Rules of court: anonymity

- 6 (1) Rules of court relating to TPIM proceedings or appeal...

Initial exercise of rule-making powers by Lord Chancellor

- 7 (1) The first time after the passing of this Act...

Use of advisers

- 8 (1) In any TPIM proceedings or appeal proceedings the relevant...
9 (1) The Lord President of the Court of Session may...

Appointment of special advocate

- 10 (1) The appropriate law officer may appoint a person to...

SCHEDULE 5 — Powers of entry, search, seizure and retention

Introductory

- 1 This Schedule confers powers of entry, search, seizure and retention...
2 A power conferred on a constable by virtue of this...
3 A constable may detain an individual for the purpose of...
4 A constable may use reasonable force, if necessary, for the...

Entry and search for purposes of serving TPIM notice

- 5 (1) For the purpose of serving a relevant notice on...

Search of individual or premises at time of serving TPIM notice

- 6 (1) This paragraph applies if a TPIM notice is being,...
6A *Weapons and explosives measure*

Search of premises on suspicion of absconding

- 7 (1) This paragraph applies if a constable reasonably suspects that...

Search for compliance purposes

- 8 (1) A constable may apply for the issue of a...
9 (1) This paragraph applies in relation to a warrant issued...

Search of individual for public safety purposes

- 10 (1) A constable may (without a warrant) search an individual...

Power to retain items

- 11 (1) Anything that is seized under a power conferred by...
12 (1) This paragraph applies if— (a) a device is surrendered...

SCHEDULE 6 — Fingerprints and samples

Taking of fingerprints and samples: England, Wales and Northern Ireland

- 1 (1) This paragraph applies at any time when a TPIM...
2 (1) A constable may exercise the power under paragraph 1...

Changes to legislation: There are currently no known outstanding effects for the Terrorism Prevention and Investigation Measures Act 2011. (See end of Document for details)

- 3 (1) A constable may— (a) require an individual to attend...

Taking of relevant physical data and samples: Scotland

- 4 (1) This paragraph applies at any time when a TPIM...

Checking of fingerprints, samples etc

- 5 Any fingerprints, data or samples obtained under paragraph 1 or...

Requirement to destroy material

- 6 (1) This paragraph applies to— (a) fingerprints taken under paragraph...

- 7 (1) If fingerprints or relevant physical data are required by...

Retention of paragraph 6 material

- 8 (1) This paragraph applies to paragraph 6 material taken from,...

- 9 (1) This paragraph applies to paragraph 6 material taken from,...

- 10 (1) For the purposes of paragraphs 8 and 9 an...

- 11 (1) Paragraph 6 material may be retained for as long...

- 11A (1) This paragraph applies where paragraph 6 material is or...

Requirement to destroy samples

- 12 (1) This paragraph applies to— (a) non-intimate samples taken under...

Use of retained material

- 13 (1) Any material to which paragraph 6 or 12 applies...

Interpretation

- 14 In this Schedule— “DNA profile” means any information derived from...

SCHEDULE 7 — Minor and consequential amendments

Part 1 — GENERAL

Senior Courts Act 1981

- 1 In paragraph 2 of Schedule 1 to the Senior Courts...

Police and Criminal Evidence Act 1984

- 2 In Schedule 2A to the Police and Criminal Evidence Act...

Criminal Justice Act 1988

- 3 In section 133(5) of the Criminal Justice Act 1988 (compensation...

Regulation of Investigatory Powers Act 2000

- 4 (1) Section 18 of the Regulation of Investigatory Powers Act...

Counter-Terrorism Act 2008

- 5 (1) The Counter-Terrorism Act 2008 is amended as follows.

Changes to legislation: There are currently no known outstanding effects for the Terrorism Prevention and Investigation Measures Act 2011. (See end of Document for details)

Crime and Security Act 2010

- 6 (1) The Crime and Security Act 2010 is amended as...
Part 2 — NORTHERN IRELAND

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

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

SCHEDULE 8 — Transitional and saving provision

Saving of control orders during transitional period

- 1 A control order which is in force immediately before commencement...

Savings during and after transitional period

- 2 (1) An enactment which is amended or repealed by this...

Savings etc for court proceedings

- 3 (1) The repeal of the PTA 2005 by this Act...

New powers not affected by previous control order

- 4 The Secretary of State's powers under this Act in relation...

Last report on exercise of powers under PTA 2005

- 5 (1) Section 14(1) of the PTA 2005 applies to the...

Last review of operation of PTA 2005

- 6 (1) Section 14(3) of the PTA 2005 does not apply...

Savings of PTA 2005 not affected by expected expiry

- 7 The fact that sections 1 to 9 of the PTA...

First review of operation of Act

- 8 (1) The review carried out under section 20(2) in respect...

Interpretation

- 9 In this Schedule— “ commencement ” means the coming into...

10A *Appointments measure*

Changes to legislation:

There are currently no known outstanding effects for the Terrorism Prevention and Investigation Measures Act 2011.