

SCHEDULES

SCHEDULE 5

TERRORIST INVESTIGATIONS: INFORMATION

PART I

ENGLAND AND WALES AND NORTHERN IRELAND

Explanations

- 13 (1) A constable may apply to a Circuit judge for an order under this paragraph requiring any person specified in the order to provide an explanation of any material—
- (a) seized in pursuance of a warrant under paragraph 1 or 11, or
 - (b) produced or made available to a constable under paragraph 5.
- (2) An order under this paragraph shall not require any person to disclose any information which he would be entitled to refuse to disclose on grounds of legal professional privilege in proceedings in the High Court.
- (3) But a lawyer may be required to provide the name and address of his client.
- (4) A statement by a person in response to a requirement imposed by an order under this paragraph—
- (a) may be made orally or in writing, and
 - (b) may be used in evidence against him only on a prosecution for an offence under paragraph 14.
- (5) Paragraph 10 shall apply to orders under this paragraph as it applies to orders under paragraph 5.
- 14 (1) A person commits an offence if, in purported compliance with an order under paragraph 13, he—
- (a) makes a statement which he knows to be false or misleading in a material particular, or
 - (b) recklessly makes a statement which is false or misleading in a material particular.
- (2) A person guilty of an offence under sub-paragraph (1) shall be liable—
- (a) on conviction on indictment, to imprisonment for a term not exceeding two years, to a fine or to both, or
 - (b) on summary conviction, to imprisonment for a term not exceeding six months, to a fine not exceeding the statutory maximum or to both.