



Prevention of Terrorism (Temporary Provisions) Act 1989

CHAPTER 4

PREVENTION OF TERRORISM (TEMPORARY PROVISIONS) ACT 1989

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SCHEDULE 2 — Exclusion Orders

Duration

- 1 (1) An exclusion order may be revoked at any time...

Notice of making of order

- 2 (1) As soon as may be after the making of...

Right to make representations

- 3 (1) If after being served with notice of the making...

Reconsideration of exclusion order following representations

- 4 (1) Where the Secretary of State receives representations in respect...

Powers of removal

5 Where an exclusion order has been made against a person...

Removal directions

6 (1) The Secretary of State may in accordance with the...

Detention pending removal

7 (1) A person in respect of whom directions for removal...

Detention : supplementary provisions

8 (1) If a justice of the peace is satisfied that...

Exemption from exclusion orders

9 (1) When any question arises under this Act whether a...

SCHEDULE 3 — Supervision of Detention and Examination Powers

Detention pending removal

1 (1) Where a person is detained under paragraph 7 of...

Examination without detention

2 (1) Where a person has been required by a notice...

Detention for examination or as suspected person

3 (1) Where a person is detained under section 14 of...

The review officer

4 The review officer shall be an officer who has not...

Postponement of reviews

5 (1) A review may be postponed— (a) if, having regard...

Representations about detention

6 (1) Before determining whether to authorise a person's continued detention...

Rights of detained persons

7 (1) Where the review officer authorises a person's continued detention...

Records of review

8 (1) The review officer carrying out a review under this...

Intervention by superior officer

9 Where the review officer is of a rank lower than...

SCHEDULE 4 — Forfeiture Orders

Part I — ENGLAND AND WALES

Implementation of forfeiture orders

- 1 (1) Where a court in England and Wales makes an...
- 2 (1) Where a receiver appointed under paragraph 1 above takes...

Restraint orders

- 3 (1) The High Court may in accordance with this paragraph...
- 4 (1) A restraint order— (a) may be made only on...
- 5 (1) Where the High Court has made a restraint order...
- 6 (1) The Land Charges Act 1972 and the Land Registration...

Compensation

- 7 (1) If proceedings are instituted against a person for an...

Enforcement of orders made elsewhere in the British Islands

- 8 (1) In the following provisions of this Part of this...
- 9 (1) A Scottish order, Northern Ireland order or Islands order...

Enforcement of orders made in designated countries

- 10 (1) Her Majesty may by Order in Council make such...

Part II — SCOTLAND

Implementation of forfeiture orders

- 11 (1) Where a court in Scotland makes an order under...
- 12 (1) Where an administrator appointed under paragraph 11 above takes...

Restraint orders

- 13 (1) The Court of Session may in accordance with this...
- 14 (1) A restraint order— (a) may be made only on...
- 15 (1) Where the Court of Session has made a restraint...
- 16 (1) On the application of the Lord Advocate, the Court...

Compensation

- 17 (1) If proceedings are instituted against a person for an...

Enforcement of orders made elsewhere in the British Islands

- 18 (1) In the following provisions of this Part of this...
- 19 (1) An England and Wales order, Northern Ireland order or...

Enforcement of orders made in designated countries

- 20 (1) Her Majesty may by Order in Council make such...

Part III — NORTHERN IRELAND

Implementation of forfeiture orders

- 21 (1) Where a court in Northern Ireland makes an order...
- 22 (1) Where a receiver appointed under paragraph 21 above takes...

Restraint orders

- 23 (1) The High Court may in accordance with this paragraph...
- 24 (1) A restraint order— (a) may be made only on...
- 25 (1) Where the High Court has made a restraint order...
- 26 (1) The prosecution shall be treated for the purposes of...

Compensation

- 27 (1) If proceedings are instituted against a person for an...

Enforcement of orders made elsewhere in the British Islands

- 28 (1) In the following provisions of this Part of this...
- 29 (1) An England and Wales order, Scottish order or Islands...

Enforcement of orders made in designated countries

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

Protection of creditors against forfeiture

- 31 (1) During the period of six months following the making...

Expenses incurred in connection with the forfeiture

- 32 (1) Where any money or other property would, apart from...

Protection of insolvency practitioners

- 33 (1) In any case where— (a) an insolvency practitioner seizes...

Insolvency practitioners in the Islands and designated countries

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

Interpretation of Part IV

- 35 (1) In this Part of this Schedule— “the 1986 Act”...

SCHEDULE 5 — Port and Border Control

Examining officers

- 1 (1) The following shall be examining officers for the purposes...

Examination on arrival or departure

- 2 (1) Any person who has arrived in, or is seeking...

Production of information and documents

- 3 (1) It shall be the duty of any person examined...

Powers of search, etc.

- 4 (1) An examining officer may, for the purpose of satisfying...

Landing, embarkation, entry and departure cards

- 5 (1) Subject to sub-paragraph (2) below, any person who disembarks...

Detention pending examination etc.

- 6 (1) A person who is examined under this Schedule may...

Detention: supplementary provisions

- 7 (1) If a justice of the peace is satisfied that...

Designated ports

- 8 (1) The owners or agents of a ship or aircraft...

Control areas

- 9 (1) The Secretary of State may from time to time...

Requirements with respect to embarkation and disembarkation of passengers and crew

- 10 (1) The captain of a ship or aircraft employed to...

Offences

- 11 A person who knowingly contravenes any prohibition or fails to...

SCHEDULE 6 — Designated Ports

Part I — GREAT BRITAIN

Part II — NORTHERN IRELAND

SCHEDULE 7 — Terrorist Investigations

Part I — ENGLAND, WALES AND NORTHERN IRELAND

Interpretation

- 1 In this Part of this Schedule a “terrorist investigation” means...

Search for material other than excluded or special procedure material

- 2 (1) A justice of the peace may, on an application...

Order for production of excluded or special procedure material

- 3 (1) A constable may, for the purposes of a terrorist...
4 (1) Provision may be made by Crown Court Rules as...

Search for excluded or special procedure material

- 5 (1) A constable may apply to a Circuit judge for...

Explanation of seized or produced material

- 6 (1) A Circuit judge may, on an application made by...

Urgent cases

- 7 (1) If a police officer of at least the rank...

Orders by Secretary of State in relation to certain investigations

- 8 (1) This paragraph has effect in relation to a terrorist...

Access to Land Register

- 9 (1) The Chief Land Registrar shall, on an application made...

Supplementary

- 10 (1) Any power of seizure conferred by this Schedule is...

Part II — SCOTLAND

Interpretation

- 11 In this Part of this Schedule a “terrorist investigation” means...

Order for production of material

- 12 (1) A procurator fiscal may, for the purpose of a...
13 (1) Provision may be made by Act of Adjournal as...

Warrant for search of premises

- 14 (1) A procurator fiscal may, for the purpose of a...

Explanation of seized or produced material

- 15 (1) A sheriff may, on an application made by a...

Urgent cases

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

Supplementary

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

SCHEDULE 8 — Consequential Amendments

The Extradition Act 1870 (c. 52)

- 1 There shall be deemed to be included in the list...

The Criminal Justice Act 1967 (c. 80)

- 2 In section 67(7)(b) of the Criminal Justice Act 1967 for...

The Northern Ireland (Emergency Provisions) Act 1978 (c. 5)

- 3 (1) The Northern Ireland (Emergency Provisions) Act 1978 shall be...

The Suppression of Terrorism Act 1978 (c. 26)

- 4 In Schedule 1 to the Suppression of Terrorism Act 1978...

The Criminal Justice (Scotland) Act 1980 (c. 62)

- 5 In section 3D(1) of the Criminal Justice (Scotland) Act 1980...

The Police and Criminal Evidence Act 1984 (c. 60)

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

The Drug Trafficking Offences Act 1986 (c. 32)

- 7 In section 5(2) of the Drug Trafficking Offences Act 1986...

The Northern Ireland (Emergency Provisions) Act 1987 (c. 30)

- 8 In section 16(1) of the Northern Ireland (Emergency Provisions) Act...

The Criminal Justice (Scotland) Act 1987 (c. 41)

- 9 In section 5(3)(b) of the Criminal Justice (Scotland) Act 1987...

The Criminal Justice Act 1988 (c. 33)

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

SCHEDULE 9 — Repeals and Revocations

Part I — ENACTMENTS

Part II — ORDERS