

**Changes to legislation:** Intelligence Services Act 1994 is up to date with all changes known to be in force on or before 17 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### <sup>F1</sup>SCHEDULE 1 U.K.

#### Textual Amendments

- F1** Sch. 1 repealed (2.10.2000) by 2000 c. 23, ss. 70(2)(b), 82(2), Sch. 5 (with s. 82(3)); S.I. 2000/2543, art. 3 (with transitional provisions in art. 6)

### <sup>F6</sup>SCHEDULE 2 U.K.

#### Textual Amendments

- F6** Sch. 2 repealed (2.10.2000) by 2000 c. 23, ss. 70(2)(b), 82(2), Sch. 5 (with s. 82(3)); S.I. 2000/2543, art. 3 (with transitional provisions in art. 6)

### <sup>F7</sup>SCHEDULE 3 U.K.

Section 10(4).

#### Textual Amendments

- F7** Sch. 3 repealed (25.6.2013) by Justice and Security Act 2013 (c. 18), s. 20(1), Sch. 2 para. 1(c); S.I. 2013/1482, art. 2 (with arts. 3, 4)

### SCHEDULE 4 U.K.

Section 11(2).

## CONSEQUENTIAL AMENDMENTS

### *The Security Service Act 1989*

- 1 (1) In section 2 of the <sup>M4</sup>Security Service Act 1989 (duties of the Director-General of the Security Service) in subsection (2) after the words “serious crime” there shall be inserted “or for the purpose of any criminal proceedings”.

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(2) After subsection (3) of that section there shall be inserted the following subsection—

“(3A) Without prejudice to the generality of subsection (2)(a) above, the disclosure of information shall be regarded as necessary for the proper discharge of the functions of the Security Service if it consists of—

- (a) the disclosure of records subject to and in accordance with the Public Records Act 1958; or
- (b) the disclosure, subject to and in accordance with arrangements approved by the Secretary of State, of information to the Comptroller and Auditor General for the purposes of his functions.”

**Commencement Information**

**I19** Sch. 4 para. 1 wholly in force at 15.12.1994; Sch. 4 para. 1 not in force at Royal Assent, see s. 12(2); Sch. 4 para. 1 in force at 2.11.1994 for certain purposes and wholly in force at 15.12.1994 by S.I. 1994/2734, art. 2

**Marginal Citations**

**M4** 1989 c. 5.

- 2 In section 4(3) of that Act (Security Service Commissioner to review exercise of powers by Secretary of State), for the words “powers under section 3 above ” there shall be substituted “ powers, so far as they relate to applications made by the Service, under sections 5 and 6 of the Intelligence Services Act 1994. ”

**Commencement Information**

**I20** Sch. 4 para. 2 wholly in force at 15.12.1994; Sch. 4 para. 2 not in force at Royal Assent, see s. 12(2); Sch. 4 para. 2 in force at 2.11.1994 for certain purposes and wholly in force at 15.12.1994 by S.I. 1994/2734, art. 2

- 3 In paragraph 4(1) of Schedule 1 to that Act (Security Service Commissioner to investigate whether the Secretary of State acted properly in issuing or renewing warrant), after the words “section 3 of this Act ” there shall be inserted “ or section 5 of the Intelligence Services Act 1994 ”.

**Commencement Information**

**I21** Sch. 4 para. 3 wholly in force at 15.12.1994; Sch. 4 para. 3 not in force at Royal Assent, see s. 12(2); Sch. 4 para. 3 in force at 2.11.1994 for certain purposes and wholly in force at 15.12.1994 by S.I. 1994/2734, art. 2

*The Official Secrets Act 1989*

- 4 In section 4 of the <sup>M5</sup>Official Secrets Act 1989 (disclosure of information which results in commission of an offence etc.) in subsection (3)(b) after the words “under section 3 of the Security Service Act 1989 ” there shall be inserted “ or under section 5 of the Intelligence Services Act 1994 or by an authorisation given under section 7 of that Act ”.

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**Commencement Information**

**I22** Sch. 4 para. 4 wholly in force at 15.12.1994; Sch. 4 para. 4 not in force at Royal Assent, see s. 12(2); Sch. 4 para. 4 in force at 2.11.1994 for certain purposes and wholly in force at 15.12.1994 by S.I. 1994/2734, art. 2

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**Marginal Citations**

**M5** 1989 c. 6.

*The Official Secrets Act 1989 (Prescription) Order 1990*

5 At the end of Schedule 3 to the <sup>M6</sup>Official Secrets Act 1989 (Prescription) Order 1990 (bodies giving official authorisations etc.) there shall be added the following entry—

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“The Tribunal established under section 9 of the Intelligence Services Act 1994. Section 7(5)”.

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**Commencement Information**

**I23** Sch. 4 para. 5 wholly in force at 15.12.1994; Sch. 4 para. 5 not in force at Royal Assent, see s. 12(2); Sch. 4 para. 5 in force at 2.11.1994 for certain purposes and wholly in force at 15.12.1994 by S.I. 1994/2734, art. 2

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**Marginal Citations**

**M6** S.I. 1990/200.

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**Changes and effects yet to be applied to :**

- [s. 5\(3B\)\(b\) by 2000 c. 43 Sch. 7 para. 119](#)