



Terrorism Act 2000

2000 CHAPTER 11

PART II

PROSCRIBED ORGANISATIONS

Procedure

9 Human Rights Act 1998.

- (1) This section applies where rules (within the meaning of section 7 of the ^{M1}Human Rights Act 1998 (jurisdiction)) provide for proceedings under section 7(1) of that Act to be brought before the Proscribed Organisations Appeal Commission.
- (2) The following provisions of this Act shall apply in relation to proceedings under section 7(1) of that Act as they apply to appeals under section 5 of this Act—
 - (a) section 5(4) and (5),
 - (b) section 6,
 - (c) section 7, and
 - (d) paragraphs 4 to [F17] of Schedule 3.
- (3) The Commission shall decide proceedings in accordance with the principles applicable on an application for judicial review.
- (4) In the application of the provisions mentioned in subsection (2)—
 - (a) a reference to the Commission allowing an appeal shall be taken as a reference to the Commission determining that an action of the Secretary of State is incompatible with a Convention right, and
 - (b) a reference to the refusal to deproscribe against which an appeal was brought shall be taken as a reference to the action of the Secretary of State which is found to be incompatible with a Convention right.

Status: Point in time view as at 19/02/2001. This version of this provision has been superseded.

Changes to legislation: Terrorism Act 2000, Section 9 is up to date with all changes known to be in force on or before 20 March 2024. 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)

Textual Amendments

F1 Words in s. 9(2)(d) substituted (2.10.2000) by 2000 c. 23, s. 82, **Sch. 4 para. 12(1)** (with s. 82(3)); S.I. 2000/2543, **art. 3**

Marginal Citations

M1 1998 c. 42.

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