

*Changes to legislation:* There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Paragraph 15. (See end of Document for details)

## SCHEDULES

### SCHEDULE 5

#### FOREIGN TRAVEL RESTRICTION ORDERS

##### *Breach of foreign travel restriction order an offence*

- 15 (1) A person commits an offence who, without reasonable excuse—
- (a) does anything they are prohibited from doing by a foreign travel restriction order, or
  - (b) fails to comply with a requirement imposed on them by such an order.
- (2) A person guilty of an offence under this paragraph is liable—
- (a) on summary conviction, to imprisonment for a term not exceeding 12 months or a fine not exceeding the statutory maximum or both;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or a fine or both.
- [<sup>F1</sup>(2A) In the application of this paragraph in England and Wales, the reference in sub-paragraph (2)(a) to 12 months is to be read as a reference to the general limit in a magistrates’ court (or to 6 months in relation to an offence committed before 2 May 2022).]
- (3) In the application of sub-paragraph (2)(a)—
- <sup>F2</sup>(a) . . . . .
  - (b) in Northern Ireland,
- for “12 months” substitute “ 6 months ”.
- (4) Where a person is convicted of an offence under this paragraph, it is not open to the court by or before which they are convicted—
- (a) in England and Wales or Northern Ireland, to make an order for conditional discharge in respect of the offence;
  - (b) in Scotland, to make a probation order in respect of the offence.

#### Textual Amendments

- F1** Sch. 5 para. 15(2A) inserted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates’ Court Sentencing Powers\) Regulations 2023 \(S.I. 2023/149\)](#), regs. 1(2), **17(4)**
- F2** Sch. 5 para. 15(3)(a) omitted (7.2.2023 at 12.00 p.m.) by virtue of [The Judicial Review and Courts Act 2022 \(Magistrates’ Court Sentencing Powers\) Regulations 2023 \(S.I. 2023/149\)](#), regs. 1(2), **17(5)**

#### Commencement Information

- I1** Sch. 5 para. 15 in force at 1.10.2009 by [S.I. 2009/1493](#), **art. 2(c)**

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