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**Changes to legislation:** Counter-Terrorism Act 2008, Paragraph 5 is up to date with all changes known to be in force on or before 27 February 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) View outstanding changes

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## SCHEDULES

### SCHEDULE 6

#### NOTIFICATION REQUIREMENTS: APPLICATION TO SERVICE OFFENCES

*Service offences: sentences or orders triggering notification requirements*

- 5 (1) The notification requirements apply to a person who—
- (a) has been convicted of a service offence to which this Part applies and sentenced in respect of the offence to—
    - (i) imprisonment or custody for life,
    - (ii) imprisonment or custodial order for a term of 12 months or more,
    - (iii) imprisonment or detention in a young offender institution for public protection under section 225 of the Criminal Justice Act 2003 (c. 44),
    - (iv) detention for life or for a period of 12 months or more under section 71A(4) of the Army Act 1955 or the Air Force Act 1955, section 43A(4) of the Naval Discipline Act 1957 or section 209 of the Armed Forces Act 2006 (c. 52),
    - (v) detention and training (and supervision) under section 211 of that Act, where the term of the order under that section is 12 months or more,
    - (vi) detention for public protection under section 226 of the Criminal Justice Act 2003,
    - [<sup>F1</sup>(via) detention under s. 226B of that Act [<sup>F2</sup>or section 254 of the Sentencing Code] (extended sentence of detention for certain dangerous offenders aged under 18);] or
    - (vii) detention during Her Majesty's pleasure; or
  - (b) has been—
    - (i) convicted of a service offence to which this Part applies carrying a maximum term of imprisonment of 12 months or more,
    - (ii) found not guilty by reason of insanity of such an offence, or
    - (iii) found to be unfit to stand trial and to have done the act charged against them in respect of such an offence,and made subject in respect of the offence to a hospital order.
- (2) The reference in sub-paragraph (1)(b)(i) to an offence carrying a maximum term of imprisonment of 12 months or more—
- (a) is to an offence carrying such a maximum term in the case of a person who has attained the age of 18 (or 21, as respects any time before the coming into force of section 61 of the Criminal Justice and Court Services Act 2000 (c. 43)), and

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- (b) includes an offence carrying in the case of such a person a maximum term of life imprisonment and an offence for which in the case of such a person the sentence is fixed by law as life imprisonment.

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**Textual Amendments**

- F1** Sch. 6 para. 5(1)(a)(via) inserted (3.12.2012) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 22 para. 38](#); S.I. 2012/2906, art. 2(t)
- F2** Words in Sch. 6 para. 5(1)(a)(via) inserted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 276\(b\)](#) (with [Sch. 27](#)); S.I. 2020/1236, reg. 2

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**Modifications etc. (not altering text)**

- C1** Sch. 6 para. 5(1)(a)(ii) modified (24.4.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [The Armed Forces Act 2006 \(Transitional Provisions etc\) Order 2009 \(S.I. 2009/1059\)](#), art. 1(3), [Sch. 2 para. 17\(a\)](#)

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**Commencement Information**

- I1** Sch. 6 para. 5 in force at 1.10.2009 by S.I. 2009/1493, [art. 2\(d\)](#)

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

- Sch. 6 para. 5(1)(a)(iv) words inserted by [2021 c. 11 Sch. 13 para. 42](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11(6A)-(6E) inserted by [2010 c. 17 s. 20\(2\)\(b\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 20 omitted (15.12.2011) without ever being in force by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 6(4))
- s. 11(7)(aa) inserted by [2010 c. 17 s. 20\(2\)\(c\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 20 omitted (15.12.2011) without ever being in force by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 6(4))
- s. 11A inserted by [2010 c. 17 s. 20\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 20 omitted (15.12.2011) without ever being in force by virtue of 2011 c. 23, ss. 29, 31(2), Sch. 7 para. 6(4))
- s. 18(3A)-(3J) inserted by [2010 c. 17 s. 21\(4\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 21 repealed (31.10.2013) without ever being in force by 2012 c. 9, Sch. 9 para. 4(2), Sch. 10 Pt. 1; S.I. 2013/2104, art. 3(c)(d))
- s. 18(3G)(f) words substituted by [2013 c. 22 Sch. 8 para. 188\(a\)](#)
- s. 18(3G)(f) words substituted by [2013 c. 22 Sch. 8 para. 188\(b\)](#)
- s. 18(4)-(4B) substituted for s. 18(4) by [2010 c. 17 s. 21\(5\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 21 repealed (31.10.2013) without ever being in force by 2012 c. 9, Sch. 9 para. 4(2), Sch. 10 Pt. 1; S.I. 2013/2104, art. 3(c)(d))