



# Counter-Terrorism Act 2008

## 2008 CHAPTER 28

### PART 4

#### NOTIFICATION REQUIREMENTS

*Offences to which this Part applies*

#### 42 Offences to which this Part applies: offences having a terrorist connection

(1) This Part applies to—

[<sup>F1</sup>(za) an offence as to which a court has determined under section 69 of the Sentencing Code (sentences for offences with a terrorist connection: England and Wales) that the offence has a terrorist connection,]

(a) an offence as to which a court has determined under section 30 (sentences for offences with a terrorist connection: <sup>F2</sup>... <sup>F2</sup>[<sup>F3</sup>... Northern Ireland]) that the offence has a terrorist connection, and

(b) an offence in relation to which section 31 applies (sentences for offences with terrorist connection: Scotland).

(2) A person to whom the notification requirements apply by virtue of such a determination as is mentioned in subsection [<sup>F4</sup>(1)(za) or (a)] may appeal against it to the same court, and subject to the same conditions, as an appeal against sentence.

(3) If the determination is set aside on appeal, the notification requirements are treated as never having applied to that person in respect of the offence.

<sup>F5</sup>(4) .....

#### Textual Amendments

**F1** S. 42(1)(za) inserted (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), Sch. 24 para. 274(2)(a) (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2

**F2** Words in s. 42(1)(a) omitted (1.12.2020) by virtue of Sentencing Act 2020 (c. 17), s. 416(1), Sch. 24 para. 274(2)(b) (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2

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*Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 42. (See end of Document for details)*

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- F3** Words in s. 42(1)(a) inserted (12.4.2019) by Counter-Terrorism and Border Security Act 2019 (c. 3), **ss. 8(3), 27(3)** (with s. 25(2))
- F4** Words in s. 42(2) substituted (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 24 para. 274(3)** (with Sch. 24 para. 447, Sch. 27); S.I. 2020/1236, reg. 2
- F5** S. 42(4) omitted (29.6.2021) by virtue of Counter-Terrorism and Sentencing Act 2021 (c. 11), s. 50(2) (v), **Sch. 13 para. 2(3)**

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

- C1** S. 42(1)(a) modified in part (1.12.2020 immediately before the consolidation date (see 2020 c. 9, **ss. 3, 5(2)(3)** and 2020 c. 17, **ss. 2, 416**)) by Sentencing (Pre-consolidation Amendments) Act 2020 (c. 9), **ss. 1, 5(2)(3)**; S.I. 2012/1236, **reg. 2**

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**Commencement Information**

- I1** S. 42 in force at 1.10.2009 by S.I. 2009/1493, **art. 2(a)**

**Changes to legislation:**

There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 42.