

Status: Point in time view as at 17/01/2018.

Changes to legislation: Terrorism Act 2000, Paragraph 3 is up to date with all changes known to be in force on or before 20 May 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)

SCHEDULES

[^{F1}SCHEDULE 8A

OFFENCE UNDER SECTION 58A: SUPPLEMENTARY PROVISIONS

Textual Amendments

- F1** Sch. 8A inserted (16.2.2009) by Counter-Terrorism Act 2008 (c. 28), ss. 76(4), 100(5), **Sch. 8** (with s. 101(2)); S.I. 2009/58, art. 2(d)

Non-UK service providers: restriction on proceedings

- 3 (1) This paragraph applies where a service provider is established in an EEA state other than the United Kingdom (a “non-UK service provider”).
- (2) Proceedings for an offence under section 58A must not be brought against a non-UK service provider in respect of anything done in the course of the provision of information society services unless the following conditions are met.
- (3) The conditions are—
- (a) that the bringing of proceedings is necessary for one of the following reasons—
 - (i) public policy,
 - (ii) public security, including the safeguarding of national security and defence;
 - (b) that the proceedings are brought against an information society service that prejudices the objectives referred to in paragraph (a) or presents a serious and grave risk of prejudice to those objectives;
 - (c) that the bringing of the proceedings is proportionate to those objectives.]

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