



Terrorism Act 2000

2000 CHAPTER 11

PART IV

TERRORIST INVESTIGATIONS

Cordons

34 Power to designate.

- (1) Subject to [^{F1}subsections (1A), (1B) and (2)], a designation under section 33 may only be made—
- (a) where the area is outside Northern Ireland and is wholly or partly within a police area, by an officer for the police area who is of at least the rank of superintendent, and
 - (b) where the area is in Northern Ireland, by a member of the Royal Ulster Constabulary who is of at least the rank of superintendent.
- [^{F2}(1A) A designation under section 33 may be made in relation to an area (outside Northern Ireland) which is in, on or in the vicinity of any policed premises by a member of the British Transport Police Force who is of at least the rank of superintendent.
- (1B) A designation under section 33 may be made by a member of the Ministry of Defence Police who is of at least the rank of superintendent in relation to an area outside or in Northern Ireland—
- (a) if it is a place to which subsection (2) of section 2 of the Ministry of Defence Police Act 1987 (c. 4) applies,
 - (b) if a request has been made under paragraph (a), (b) or (d) of subsection (3A) of that section in relation to a terrorist investigation and it is a place where he has the powers and privileges of a constable by virtue of that subsection as a result of the request, or
 - (c) if a request has been made under paragraph (c) of that subsection in relation to a terrorist investigation and it is a place in, on or in the vicinity of policed premises.

Status: Point in time view as at 14/12/2001. This version of this provision has been superseded.

Changes to legislation: Terrorism Act 2000, Section 34 is up to date with all changes known to be in force on or before 18 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)

- (1C) But a designation under section 33 may not be made by—
- (a) a member of the British Transport Police Force, or
 - (b) a member of the Ministry of Defence Police,
- in any other case.]
- (2) A constable who is not of the rank required by subsection (1) may make a designation if he considers it necessary by reason of urgency.
- (3) Where a constable makes a designation in reliance on subsection (2) he shall as soon as is reasonably practicable—
- (a) make a written record of the time at which the designation was made, and
 - (b) ensure that a police officer of at least the rank of superintendent is informed.
- (4) An officer who is informed of a designation in accordance with subsection (3)(b)—
- (a) shall confirm the designation or cancel it with effect from such time as he may direct, and
 - (b) shall, if he cancels the designation, make a written record of the cancellation and the reason for it.

Textual Amendments

- F1** Words in s. 34(1) substituted (14.12.2001) by 2001 c. 24, s. 101, **Sch. 7 para. 30(2)**
- F2** S. 34(1A)-(1C) inserted (14.12.2001) by 2001 c. 24, s. 101, **Sch. 7 para. 30(3)**

Status:

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