



# Race Relations (Amendment) Act 2000

## 2000 CHAPTER 34

### *National security*

#### **7 National security**

- (1) In section 42 of the 1976 Act (exclusion for acts safeguarding national security), at the end there is added “if the doing of the act was justified by that purpose”.
- (2) Section 69(2)(b) of that Act (provision for national security certificates) is omitted.

#### **8 National security: procedure**

After section 67 of the 1976 Act there is inserted—

##### **“67A National security: procedure**

- (1) Rules may make provision for enabling a court in which relevant proceedings have been brought, where it considers it expedient in the interests of national security—
  - (a) to exclude from all or part of the proceedings—
    - (i) the claimant;
    - (ii) the claimant’s representatives; or
    - (iii) the assessors (if any) appointed by virtue of section 67(4);
  - (b) to permit a claimant or representative who has been excluded to make a statement to the court before the commencement of the proceedings, or the part of the proceedings, from which he is excluded;
  - (c) to take steps to keep secret all or part of the reasons for its decision in the proceedings.
- (2) The Attorney General or, in Scotland, the Advocate General for Scotland, may appoint a person to represent the interests of a claimant in, or in any part of, any proceedings from which the claimant and his representatives are excluded by virtue of subsection (1).

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*Status: This is the original version (as it was originally enacted).*

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- (3) A person appointed under subsection (2)—
- (a) if appointed for the purposes of proceedings in England and Wales, must have a general qualification (within the meaning of section 71 of the Courts and Legal Services Act 1990); and
  - (b) if appointed for the purposes of proceedings in Scotland, must be—
    - (i) an advocate; or
    - (ii) a solicitor who has by virtue of section 25A of the Solicitors (Scotland) Act 1980 rights of audience in the Court of Session or the High Court of Justiciary.
- (4) A person appointed under subsection (2) shall not be responsible to the person whose interests he is appointed to represent.
- (5) In this section—
- “relevant proceedings” means proceedings brought under this Act—
    - (a) in England and Wales, in a designated county court; or
    - (b) in Scotland, in a sheriff court; and
  - “rules” has the same meaning as in section 65.”