

PREVENTION OF TERRORISM ACT 2005

EXPLANATORY NOTES

COMMENTARY

Section 14: Reporting and review

Subsection (1)

85. Subsection (1) provides that the Secretary of State must report to Parliament on a 3 monthly basis on the exercise of his control order powers during that period. A copy of each report must be laid before Parliament.

Subsections (2) to (6)

86. Subsection (2) states that the Secretary of State must appoint a person to review the operation of the Act. Under subsection (3), this reviewer must review the operation of the Act nine months after it came into effect, and every twelve months thereafter. Subsections (4) and (6) provide that the reviewer must send his report to the Secretary of State as soon as reasonably practicable after carrying out the review, and that the Secretary of State must lay a copy of the review before Parliament. Subsection (5) states that the reviewer must include in his report his opinions on:

- a) the implications for the operation of the Act of any amendments to the law relating to terrorism which the Secretary of State has proposed; and
- b) the extent (if any) to which the Secretary of State has used his power to make non-derogating control orders in urgent cases without the permission of the court.

Subsection (8)

87. Subsection (8) defines the terms ‘control order powers’ and ‘relevant 3 month period’ for the purposes of this section.