

*These notes refer to the Prevention of Terrorism Act 2005
(c.2) which received Royal Assent on 11 March 2005*

PREVENTION OF TERRORISM ACT 2005

EXPLANATORY NOTES

COMMENTARY

Section 3: Supervision by court of making of non-derogating control orders

Subsection (1)

32. Subsection (1) provides that the Secretary of State can only make a non-derogating control order if:
- a) he has been granted permission to do so by the court;
 - b) he has made, and included in the control order, a statement saying that the urgency of the case required him to make the control order without permission from the court; or,
 - c) the order is made before 14 March 2005 against an individual who, at the time it is made, is certified under section 21(1) of the [Anti-terrorism, Crime and Security Act 2001 \(c. 24\)](#).