

SCHEDULES

SCHEDULE 1

SEIZURE OF PASSPORTS ETC FROM PERSONS SUSPECTED OF INVOLVEMENT IN TERRORISM

Powers of search and seizure etc

- 2 (1) This paragraph applies in the case of a person at a port in Great Britain if a constable has reasonable grounds to suspect that the person—
- (a) is there with the intention of leaving Great Britain for the purpose of involvement in terrorism-related activity outside the United Kingdom, or
 - (b) has arrived in Great Britain with the intention of leaving it soon for that purpose.
- (2) This paragraph applies in the case of a person at a port in Northern Ireland, or in the border area, if a constable has reasonable grounds to suspect that the person—
- (a) is there with the intention of leaving the United Kingdom for the purpose of involvement in terrorism-related activity outside the United Kingdom, or
 - (b) has arrived in Northern Ireland with the intention of leaving the United Kingdom soon for that purpose.
- (3) The constable may—
- (a) exercise any of the powers in sub-paragraph (5) in the case of the person, or
 - (b) direct a qualified officer to do so.
- (4) A qualified officer must (if able to do so) comply with any direction given by a constable under sub-paragraph (3)(b).
- (5) The powers are—
- (a) to require the person to hand over all travel documents in his or her possession to the constable or (as the case may be) the qualified officer;
 - (b) to search for travel documents relating to the person and to take possession of any that the constable or officer finds;
 - (c) to inspect any travel document relating to the person;
 - (d) to retain any travel document relating to the person that is lawfully in the possession of the constable or officer.
- (6) The power in sub-paragraph (5)(b) is a power to search—
- (a) the person;
 - (b) anything that the person has with him or her;
 - (c) any vehicle in which the officer believes the person to have been travelling or to be about to travel.
- (7) A constable or qualified officer—
- (a) may stop a person or vehicle for the purpose of exercising a power in sub-paragraph (5)(a) or (b);

Status: This is the original version (as it was originally enacted).

- (b) may if necessary use reasonable force for the purpose of exercising a power in sub-paragraph (5)(a) or (b);
 - (c) may authorise a person to carry out on the constable's or officer's behalf a search under sub-paragraph (5)(b).
- (8) A constable or qualified officer exercising a power in sub-paragraph (5)(a) or (b) must tell the person that—
- (a) the person is suspected of intending to leave Great Britain or (as the case may be) the United Kingdom for the purpose of involvement in terrorism-related activity outside the United Kingdom, and
 - (b) the constable or officer is therefore entitled under this Schedule to exercise the power.
- (9) Where a travel document relating to the person is in the possession of an immigration officer or customs official (whether a qualified officer or not), the constable may direct the officer or official—
- (a) to pass the document to a constable as soon as practicable, and
 - (b) in the meantime to retain it.

The officer or official must comply with any such direction.