



National Security Act 2023

2023 CHAPTER 32

PART 3

REVIEW OF THE OPERATION OF PARTS 1 AND 2 ETC

64 **Reviews of detention under Part 1**

- (1) An annual review under [section 63\(2\)\(a\)](#) must in particular consider compliance with the relevant requirements in relation to persons detained under [section 27](#) by virtue of a warrant of further detention under [Part 6](#) of [Schedule 6](#).
- (2) The relevant requirements are requirements imposed—
 - (a) by or under [Parts 1 to 5](#), and [paragraph 45](#), of [Schedule 6](#);
 - (b) by any relevant code of practice under [section 66](#) of the Police and Criminal Evidence Act 1984 or [Article 65](#) of the Police and Criminal Evidence (Northern Ireland) Order 1989 ([S.I. 1989/1341 \(N.I. 12\)](#)).
- (3) The independent reviewer must ensure that a review is carried out into any case where—
 - (a) a person is detained under [section 27](#) by virtue of a warrant of further detention under [Part 6](#) of [Schedule 6](#), and
 - (b) the period specified in that warrant is further extended under [paragraph 44](#) of that Schedule to a time that is more than 14 days after the person's arrest under [section 27](#).
- (4) A review under subsection (3) may be carried out by the independent reviewer or by another person.
- (5) The independent reviewer must ensure that a report on the outcome of a review under subsection (3) is sent to the Secretary of State as soon as reasonably practicable after completion of the review.
- (6) [Section 63\(6\) to \(8\)](#) applies to a report of a review under subsection (3).

Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Section 64. (See end of Document for details)

- (7) The expenses mentioned in section 63(9) include any expenses incurred by the independent reviewer in ensuring that another person carries out, and reports on, a review under subsection (3).
- (8) “Independent reviewer” has the same meaning as in section 63.

Commencement Information

- I1** S. 64 not in force at Royal Assent, see **s. 100(1)**
- I2** S. 64 in force at 20.12.2023 by **S.I. 2023/1272, reg. 2(c)**

Changes to legislation:

There are currently no known outstanding effects for the National Security Act 2023, Section 64.