

SCHEDULE 11

Article 13

Counter-Terrorism and Security Act 2015

Commencement Information

II Sch. 11 comes into force in accordance with [art. 1\(1\)](#)

Column 1	Column 2
<i>Provision</i>	<i>Modification</i>
Part 1: heading	(No modification)
Chapter 1: heading	(No modification)
Section 1: heading	(No modification)
Section 1	For section 1 substitute section 1 set out in Schedule 11A.
Chapter 2: heading	For “THE UNITED KINGDOM” substitute “JERSEY”.
Section 2: cross-heading	(No modification)
Section 2: heading	(No modification)
Section 2	For “the United Kingdom” in each place (except subsections (3) and (5)) substitute “Jersey”.
	For “United Kingdom” in subsections (3) and (5) substitute “British Islands”.
	For “Secretary of State” in each place substitute “Minister”.
	In subsection (7)(a) for “court” substitute “Royal Court”.
Section 3: heading	For “court” substitute “Royal Court”.
Section 3	For “Secretary of State” in each place substitute “Minister”.
	For “court” in each place (except in subsection (4)) substitute “Royal Court”.
Section 4: heading	(No modification)
Section 4	For “Secretary of State” in each place substitute “Minister”
	In subsection (7) for “the United Kingdom” in both places substitute “Jersey”.
	In subsection (10) for “United Kingdom” substitute “British Islands”.
Section 5: cross-heading	(No modification)
Section 5: heading	(No modification)

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Section 5	For “the United Kingdom” in each place substitute “Jersey”. For “Secretary of State” in each place substitute “Minister”.
Section 6: heading	(No modification)
Section 6	For “Secretary of State” in each place substitute “Minister”. In subsection (2)(a) for “constable” substitute “police officer”. In subsection (5) for “the United Kingdom” in both places substitute “Jersey”.
Section 7: heading	(No modification)
Section 7	For “Secretary of State” in each place substitute “Minister”. In subsection (1) for “the United Kingdom” substitute “Jersey”.
Section 8: heading	(No modification)
Section 8	For “Secretary of State” in each place substitute “Minister”. In subsections (2)(b) and (4) for “the United Kingdom” substitute “Jersey”.
Section 9: cross-heading	For “the United Kingdom” substitute “Jersey”.
Section 9: heading	For “the United Kingdom” substitute “Jersey”.
Section 9	In subsections (1) and (4) for “Secretary of State” substitute “Minister”. In subsections (1) and (6) for “the United Kingdom” in each place substitute “Jersey”. In subsection (2) for paragraph (a) substitute paragraph (a) set out in Schedule 11A. After subsection (2) insert subsection (2A) set out in Schedule 11A.
Section 10: cross-heading	(No modification)
Section 10: heading	(No modification)
Section 10	In subsection (1) for “the United Kingdom” substitute “Jersey”. In subsection (4) for “regulations” substitute “an Order”. For subsection (5) substitute subsection (5) set out in Schedule 11A. Omit subsection (6). Omit subsection (8).

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Section 11: heading	(No modification)
Section 11	In subsection (1) for “the United Kingdom” substitute “Jersey”. For “court” in each place substitute “Royal Court”. For “Secretary of State” in each place substitute “Minister”. For subsection (9) substitute subsection (9) set out in Schedule 11A.
Section 12: heading	(No modification)
Section 12	(No modification)
Section 13: cross-heading	(No modification)
Section 13: heading	For “Regulations” substitute “Orders”.
Section 13	In subsection (1) for “Secretary of State may by regulations” substitute “Minister may by Order”. In subsection (2) for “regulations” substitute “Order”. In subsection (3) for “Secretary of State may make regulations” substitute “Minister may make Orders”. Omit subsections (4) and (5).
Section 14: heading	(No modification)
Section 14	In subsection (2) – (a) in the definition of “act of terrorism” for “Terrorism Act 2000 (see section 1(5) of that Act)” substitute “Terrorism (Jersey) Law 2002 (see Article 1 of that Law)”; (b) omit the definition of “court”; (c) after that definition insert the definition of “Minister” set out in Schedule 11A; (d) in the definition of “terrorism” for “Terrorism Act 2000 (see section 1(1) to (4) of that Act)” substitute “Terrorism (Jersey) Law 2002 (see Article 1 of that Law)”. In subsection (6) for “the United Kingdom” in each place substitute “Jersey”.
Part 4: heading	For “AVIATION, SHIPPING AND RAIL” substitute “AVIATION AND SHIPPING”.
Section 22: heading	(No modification)
Section 22	For subsection (1) substitute subsection (1) set out in Schedule 11A.

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	In subsection (4) for “The Secretary of State” substitute “An Order under subsection (1)”.
	In subsection (5) for “Secretary of State” in both places substitute “Minister”.
	In subsection (7) for “the United Kingdom” substitute “Jersey”.
	Omit subsection (8).
	Omit subsections (9) and (10).
Section 24: heading	(No modification)
Section 24	In subsection (1) for “Secretary of State may make regulations” substitute “Minister may make provision by Order”.
	In subsection (2) for “Regulations” substitute “An Order”.
	In subsection (3) –
	(a) for “Regulations” substitute “An Order”;
	(b) for “regulations” substitute “Order”.
	In subsection (4) for “regulations” in both places substitute “Order”.
	In subsection (5) –
	(a) for “regulations must” substitute “Order must”;
	(b) for “regulations made” substitute “an Order made”.
	For subsections (6) and (7) substitute subsection (6) set out in Schedule 11A.
Section 25: heading	For “Aviation, shipping and rail” substitute “Aviation and maritime”.
Section 25	In subsection (1) for “aviation, maritime and rail” substitute “aviation and maritime”.
	In subsection (3) for paragraphs (a), (b) and (c) substitute paragraphs (a) and (b) set out in Schedule 11A.
Section 53: heading	(No modification)
Section 53	(No modification)
Schedule 1: heading	(No modification)
Schedule 1, paragraph 1: heading	(No modification)

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Schedule 1, paragraph 1	<p>After sub-paragraph (1) insert sub-paragraph (1A) set out in Schedule 11A.</p> <p>In sub-paragraph (3) for all the words after “designated as” substitute “an officer of the Impôts within the meaning of Article 4 of the Customs and Excise (Jersey) Law 1999”.</p> <p>In sub-paragraph (4) for “Secretary of State” substitute “Minister”.</p> <p>In sub-paragraph (5) for “superintendent” substitute “chief inspector”.</p> <p>For sub-paragraph (6)(b) substitute paragraph (6)(b) set out in Schedule 11A.</p> <p>In sub-paragraph (7) –</p> <p>(a) in sub-sub-paragraph (b) for “United Kingdom” substitute “British Islands”.</p> <p>In sub-paragraph (8) –</p> <p>(b) omit sub-sub-paragraphs (c), (d) and (e);</p> <p>(c) in sub-sub-paragraph (f) for “Great Britain or Northern Ireland” substitute “Jersey”.</p> <p>Omit sub-paragraph (9).</p> <p>For sub-paragraphs (11) and (12) substitute sub-paragraphs (11) and (12) set out in Schedule 11A.</p> <p>Omit sub-paragraphs (13) and (14).</p>
Schedule 1, paragraph 2: heading	(No modification)
Schedule 1, paragraph 2	<p>In sub-paragraph (1) –</p> <p>(a) for “Great Britain” wherever it occurs substitute “Jersey”;</p> <p>(b) for “constable” substitute “police officer”;</p> <p>(c) in sub-sub-paragraph (a) for “United Kingdom” substitute “British Islands”.</p> <p>Omit sub-paragraph (2).</p> <p>In sub-paragraphs (3) and (4) for “constable” substitute “police officer”.</p>

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	<p>In sub-paragraph (5) –</p> <p>(a) for “constable” wherever it occurs substitute “police officer”;</p> <p>(b) in sub-sub-paragraphs (b) and (d) for “or officer” substitute “or the qualified officer”.</p> <p>In sub-paragraph (7) –</p> <p>(a) for “constable” substitute “police officer”;</p> <p>(b) in sub-sub-paragraph (c) for “constable’s or officer’s” substitute “police officer’s or qualified officer’s”.</p> <p>For sub-paragraph (8) substitute sub-paragraph (8) set out in Schedule 11A.</p> <p>In sub-paragraph 9 –</p> <p>(a) for “constable” in both places substitute “police officer”;</p> <p>(b) for “The officer or official” substitute “The immigration officer or customs official”.</p>
Schedule 1, paragraph 3: heading	(No modification)
Schedule 1, paragraph 3	In sub-paragraph (1) for “constable” wherever it occurs substitute “police officer”.
Schedule 1, paragraph 4: heading	(No modification)
Schedule 1, paragraph 4	<p>For “constable” wherever it occurs substitute “police officer”.</p> <p>In sub-paragraph (3) –</p> <p>(a) for sub-sub-paragraph (a) substitute sub-sub-paragraph (a) set out in Schedule 11A;</p> <p>(b) in sub-sub-paragraph (b) for “or officer” substitute “or qualified officer”.</p> <p>In sub-paragraph (4) for sub-sub-paragraph (a) substitute sub-sub-paragraph (a) set out in Schedule 11A.</p>
Schedule 1, paragraph 5: heading	(No modification)
Schedule 1, paragraph 5	<p>In sub-paragraph (1) –</p> <p>(a) in sub-sub-paragraph (a) for “the Secretary of State considers” substitute “consideration is given to”;</p>

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	<p>(b) in sub-sub-paragraph (c) for “Secretary of State” substitute “Minister”.</p> <p>In sub-paragraphs (4) and (5) for “constable” substitute “police officer”.</p> <p>In sub-paragraph (5) –</p> <p>(a) for “Great Britain or (as the case may be) the United Kingdom” substitute “Jersey”;</p> <p>(b) for “outside the United Kingdom” substitute “outside the British Islands”.</p>
Schedule 1, paragraph 6: heading	(No modification)
Schedule 1, paragraph 6	<p>In sub-paragraph (1)(b) for “constable” substitute “police officer”.</p> <p>In sub-paragraph (2)(a) omit “chief”.</p> <p>In sub-paragraphs (3)(c) and (4) for “relevant chief constable” substitute “Chief Officer”.</p> <p>In sub-paragraph (5) for “Secretary of State” substitute “Minister”.</p> <p>In sub-paragraph (6) for the definition of “relevant chief constable” substitute –</p> <p>““Chief Officer” means the Chief Officer of the States of Jersey Police Force”.</p>
Schedule 1, paragraph 7: heading	(No modification)
Schedule 1, paragraph 7	For paragraph 7 substitute paragraph 7 set out in Schedule 11A.
Schedule 1, paragraph 8: heading	(No modification)
Schedule 1, paragraph 8	(No modification)
Schedule 1, paragraph 9	(No modification)
Schedule 1, paragraph 10	<p>In sub-paragraph (2) –</p> <p>(a) in sub-sub-paragraph (a) for “section 40(1)(a) of the Terrorism Act 2000” substitute “Article 36(a) of the Terrorism (Jersey) Law 2002”;</p> <p>(b) in sub-sub-paragraph (c) for “section 23 or 23A of that Act” substitute “Article 27 of (and Schedule 3 to) that Law”.</p>
Schedule 1, paragraph 11	(No modification)

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Schedule 1, paragraph 12	(No modification)
Schedule 1, paragraph 13: heading	(No modification)
Schedule 1, paragraph 13	(No modification)
Schedule 1, paragraph 14: heading	For “the United Kingdom” substitute “Jersey”.
Schedule 1, paragraph 14	For “the United Kingdom” wherever it occurs substitute “Jersey”. In sub-paragraph (2) for “Secretary of State” substitute “Minister”.
Schedule 1, paragraph 15: heading	(No modification)
Schedule 1, paragraph 15	For sub-paragraph (3) substitute sub-paragraph (3) set out in Schedule 11A.
Schedule 1, paragraph 16	For “constable” substitute “police officer”.
Schedule 1, paragraph 17: heading	(No modification)
Schedule 1, paragraph 17	In sub-paragraph (1) for “Secretary of State” substitute “Minister”. In sub-paragraphs (2) and (5) for “constable” substitute “police officer”.
Schedule 1, paragraph 18: heading	(No modification)
Schedule 1, paragraph 18	In sub-paragraph (1) for “Secretary of State” substitute “Minister”. In sub-paragraph (2)(c) for “constables” substitute “police officers”. In sub-paragraphs (3) and (4) for “constable” substitute “police officer”.
Schedule 1, paragraph 20	In sub-paragraph (1)– (a) omit “– (1)”; (b) for “Secretary of State” substitute “Minister”. Omit sub-paragraph (2).
Schedule 2: heading	(No modification)
Schedule 2, paragraph 1: heading	(No modification)
Schedule 2, paragraph 1	For “Secretary of State” substitute “Minister”.

Column 1	Column 2
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Schedule 2, paragraph 2: heading	(No modification)
Schedule 2, paragraph 2	For “Secretary of State” substitute “Minister”. For “court” substitute “Royal Court”.
Schedule 2, paragraph 3: heading	For “court” substitute “Royal Court”.
Schedule 2, paragraph 3	For “court” wherever it occurs in sub-paragraphs (1), (2) and (4) substitute “Royal Court”. In sub-paragraph (1) for “Secretary of State” substitute “Minister”. In sub-paragraph (3) for “court’s” substitute “Royal Court’s”.
Schedule 2, paragraph 4: heading	For “court” substitute “Royal Court”.
Schedule 2, paragraph 4	For “court” wherever it occurs substitute “Royal Court”. For “Secretary of State” wherever it occurs substitute “Minister”.
Schedule 2, paragraph 5: heading	(No modification)
Schedule 2, paragraph 5	For “court” wherever it occurs substitute “Royal Court”. In sub-paragraph (2) for “the court’s” substitute “its”.
Schedule 2, paragraph 6: heading	(No modification)
Schedule 2, paragraph 6	In sub-paragraph (1) for “court” substitute “Royal Court”.
Schedule 3: heading	(No modification)
Schedule 3, paragraph 1: heading	(No modification)
Schedule 3, paragraph 1	For the definitions of “appeal proceedings”, “the relevant court” and “rules of court” substitute the definitions of those expressions set out in Schedule 11A.
Schedule 3, paragraph 2: heading	(No modification)
Schedule 3, paragraph 2	In sub-paragraph (1) for “A person making rules of court relating to TEO proceedings or appeal proceedings must have regard” substitute “Regard must be had, in making rules of court relating to TEO proceedings or appeal proceedings,”. In sub-paragraph (2)(f) for “as a special advocate” substitute “as special counsel”.

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	In sub-paragraph (3) –
	(a) in sub-sub-paragraph (a) for “Secretary of State” substitute “Minister”;
	(b) in sub-sub-paragraph (b) for “as a special advocate” substitute “as special counsel”.
Schedule 3, paragraph 3: heading	(No modification)
Schedule 3, paragraph 3	In sub-paragraph (1) for “Secretary of State” and “Secretary of State’s” wherever they occur substitute “Minister” and “Minister’s” respectively.
Schedule 3, paragraph 4	For “Secretary of State” and “Secretary of State’s” wherever they occur substitute “Minister” and “Minister’s” respectively.
	In sub-paragraphs (1)(a) and (4)(b) for “as a special advocate” substitute “as special counsel”.
Schedule 3, paragraph 5: heading	(No modification)
Schedule 3, paragraph 5	For sub-paragraph (2) substitute sub-paragraph (2) set out in Schedule 11A.
Schedule 3, paragraph 6: heading	(No modification)
Schedule 3, paragraph 6	In sub-paragraphs (1) and (4) for “Secretary of State” substitute “Minister”.
	In sub-paragraph (1) for “the court” wherever it occurs substitute “the Royal Court”.
	In sub-paragraph (2) omit “or the Inner House of the Court of Session”.
Schedule 3, paragraph 8: heading	(No modification)
Schedule 3, paragraph 8	In sub-paragraph (1) for sub-sub-paragraph (a) substitute sub-sub-paragraph (a) set out in Schedule 11A.
	Omit sub-paragraph (2).
	In sub-paragraph (3) after “the use of” insert “, and payment of remuneration, expenses and allowances to,”.
	Omit sub-paragraph (4).
Schedule 3, paragraph 10: heading	For “special advocate” substitute “special counsel”;
Schedule 3, paragraph 10	In sub-paragraph (1) for “appropriate law officer” substitute “Attorney General”.

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	In sub-paragraph (2) for “as a “special advocate”” substitute “as “special counsel””.
	Omit sub-paragraph (3).
	In sub-paragraph (4) for “as a special advocate” substitute “as special counsel”.
	For sub-paragraph (5) substitute sub-paragraphs (5), (6) and (7) set out in Schedule 11A.
Schedule 3, paragraph 11: heading	(No modification)
Schedule 3, paragraph 11	Omit sub-paragraph (b).
Schedule 4: heading	(No modification)
Schedule 4, paragraph 1: heading	(No modification)
Schedule 4, paragraph 1	(No modification)
Schedule 4, paragraph 2: heading	(No modification)
Schedule 4, paragraph 2	For paragraph 2 substitute paragraph 2 set out in Schedule 11A.
Schedule 4, paragraph 3: heading	(No modification)
Schedule 4, paragraph 3	(No modification)
Schedule 4, paragraph 4: heading	(No modification)
Schedule 4, paragraph 4	In sub-paragraph (2) – (a) for “on indictment” substitute “before the Royal Court”; (b) for sub-sub-paragraph (c) substitute sub-sub-paragraph (c) set out in Schedule 11A. Omit sub-paragraphs (3) and (4). In sub-paragraph (5) – (a) for “to the Crown Court or to the county court in Northern Ireland against a summary conviction” substitute “to the Royal Court against a conviction before the Magistrate’s Court”; (b) in sub-sub-paragraph (b) for “section 111 of the Magistrates’ Courts Act 1980 or Article 146 of the Magistrates’ Courts (Northern Ireland)

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	Order 1981 (S.I. 1981/1675 (N.I. 26))” substitute “under Article 37 of the Criminal Procedure (Jersey) Law 2018”;
	(c) in sub-sub-paragraph (d) for “under section 108(1)(b) of that Act or, in Northern Ireland, under Article 140(1)(b) of that Order” substitute “under Article 33(2)(b) or (c) of that Law”.

Changes to legislation:

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