

## SCHEDULES

### SCHEDULE 4

#### PROCEDURE FOR ENDING NOTIFICATION REQUIREMENTS FOR ABOLISHED HOMOSEXUAL OFFENCES

##### *Right of appeal*

- 5 (1) If the Secretary of State decides that it does not appear as mentioned in paragraph 2(1), and if the High Court gives permission, the relevant offender may appeal to that court.
- (2) On an appeal the court may not receive oral evidence.
- (3) The court—
  - (a) if it decides that it appears as mentioned in paragraph 2(1), must make an order to that effect,
  - (b) otherwise, must dismiss the appeal.
- (4) An order under sub-paragraph (3)(a) has the same effect as a decision of the Secretary of State recorded under paragraph 3(2)(a) has under paragraph 4.
- (5) There is no appeal from the decision of the High Court.