



# Northern Ireland (Emergency Provisions) Act 1996 (repealed)

## 1996 CHAPTER 22

### PART III

#### OFFENCES AGAINST PUBLIC SECURITY AND PUBLIC ORDER

#### **33 Unlawful collection, etc. of information.**

- (1) No person shall, without lawful authority or reasonable excuse (the proof of which lies on him)—
- (a) collect, record, publish, communicate or attempt to elicit any information with respect to any person to whom this paragraph applies which is of such a nature as is likely to be useful to terrorists;
  - (b) collect or record any information which is of such a nature as is likely to be useful to terrorists in planning or carrying out any act of violence; or
  - (c) have in his possession any record or document containing any such information as is mentioned in paragraph (a) or (b).
- (2) Subsection (1)(a) applies to any of the following persons, that is to say—
- (a) any constable or member of Her Majesty's forces;
  - (b) any person holding judicial office;
  - (c) any officer of any court;
  - (d) any person employed for the whole of his time in the prison service in Northern Ireland; and
  - (e) any person who has at any time been a person falling within any of the preceding paragraphs.
- (3) In subsection (1) any reference to recording information includes a reference to recording it by means of photography or by any other means.
- (4) Any person who contravenes this section is guilty of an offence and liable—

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*Status: Point in time view as at 25/08/1996. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Northern Ireland (Emergency Provisions) Act 1996 (repealed), Section 33. (See end of Document for details)*

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- (a) on conviction on indictment, to imprisonment for a term not exceeding ten years or a fine or both;
  - (b) on summary conviction, to imprisonment for a term not exceeding six months or a fine not exceeding the statutory maximum or both.
- (5) The court by or before which a person is convicted of an offence under this section may order the forfeiture of any record or document mentioned in subsection (1) which is found in his possession.
- (6) Subsections (1), (2) and (5) of section 13 shall apply where a person is charged with an offence under subsection (1)(c) above as they apply where a person is charged with possessing a proscribed article in such circumstances as are mentioned in section 13.
- (7) Without prejudice to section 18 of the <sup>M1</sup>Interpretation Act 1978 (offences under two or more laws), nothing in this section shall derogate from the operation of the Official Secrets Acts 1911 to 1989.

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**Modifications etc. (not altering text)**

**C1** S. 33 modified (20.7.2000) (in so far as continued by virtue of Sch. 1 of the modifying Act) by 2000 c. 11, ss. 118(5)(b), 128

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**Marginal Citations**

**M1** 1978 c. 30.

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