

*Status: Point in time view as at 31/12/2020.*

*Changes to legislation: Terrorism Act 2000, Paragraph 28 is up to date with all changes known to be in force on or before 01 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 4

#### FORFEITURE ORDERS

#### PART II

#### SCOTLAND

##### *Enforcement of orders made in designated countries*

- 28 (1) Her Majesty may by Order in Council make provision for the purpose of enabling the enforcement in Scotland of external orders.
- (2) An “external order” means an order <sup>F1</sup>...—
- (a) which is made in a country or territory designated for the purposes of this paragraph by the Order in Council, and
  - (b) which makes relevant provision.
- (3) “Relevant provision” means—
- (a) provision for the forfeiture of terrorist property (“an external forfeiture order”); or
  - (b) provision prohibiting dealing with property which is subject to an external forfeiture order or in respect of which such an order could be made in proceedings which have been or are to be instituted in the designated country or territory (“an external restraint order”).
- (4) An Order in Council under this paragraph may, in particular, include provision—
- (a) which, for the purpose of facilitating the enforcement of any external order that may be made, has effect at times before there is an external order to be enforced,
  - (b) for matters corresponding to those for which provision is made by, or can be made under, paragraph 27(1) to (8) in relation to the orders to which that paragraph applies, and
  - (c) for the proof of any matter relevant for the purposes of anything falling to be done in pursuance of the Order in Council.
- (5) An Order in Council under this paragraph may also make provision with respect to anything falling to be done on behalf of the United Kingdom in a designated country or territory in relation to proceedings in that country or territory for or in connection with the making of an external order.
- (6) An Order under this paragraph—
- (a) may make different provision for different cases, and
  - (b) shall not be made unless a draft of it has been laid before and approved by resolution of each House of Parliament.

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#### **Textual Amendments**

- F1** Words in Sch. 4 para. 28(2) omitted (31.12.2020) by virtue of [The Law Enforcement and Security \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/742\)](#), regs. 1, **5(6)(c)** (with reg. 6) (as amended by [S.I. 2020/1408](#), regs. 1, 4); 2020 c. 1, Sch. 5 para. 1(1)

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