



Counter-Terrorism Act 2008

2008 CHAPTER 28

PART 4

NOTIFICATION REQUIREMENTS

Offences to which this Part applies

42 Offences to which this Part applies: offences having a terrorist connection

(1) This Part applies to—

[^{F1}(za) an offence as to which a court has determined under section 69 of the Sentencing Code (sentences for offences with a terrorist connection: England and Wales) that the offence has a terrorist connection,]

(a) an offence as to which a court has determined under section 30 (sentences for offences with a terrorist connection: ^{F2}... [^{F3} Northern Ireland]) that the offence has a terrorist connection, and

(b) an offence in relation to which section 31 applies (sentences for offences with terrorist connection: Scotland).

(2) A person to whom the notification requirements apply by virtue of such a determination as is mentioned in subsection [^{F4}(1)(za) or (a)] may appeal against it to the same court, and subject to the same conditions, as an appeal against sentence.

(3) If the determination is set aside on appeal, the notification requirements are treated as never having applied to that person in respect of the offence.

(4) Where an order is made under section 33 removing an offence from the list in Schedule 2, [^{F5}or regulations are made under paragraph 1 of Schedule 23 to the Sentencing Act 2020 removing an offence from the list in Schedule 1 to the Sentencing Code,] a person subject to the notification requirements by reason of that offence being so listed (and who is not otherwise subject to those requirements) ceases to be subject to them when the order comes [^{F6}, or the regulations come,] into force.

Status: Point in time view as at 01/12/2020. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 42. (See end of Document for details)

Textual Amendments

- F1** S. 42(1)(za) inserted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 274\(2\)\(a\)](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, reg. 2
- F2** Words in s. 42(1)(a) omitted (1.12.2020) by virtue of [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 274\(2\)\(b\)](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, reg. 2
- F3** Words in s. 42(1)(a) inserted (12.4.2019) by [Counter-Terrorism and Border Security Act 2019 \(c. 3\)](#), [ss. 8\(3\)](#), [27\(3\)](#) (with s. 25(2))
- F4** Words in s. 42(2) substituted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 274\(3\)](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, reg. 2
- F5** Words in s. 42(4) inserted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 274\(4\)\(a\)](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, reg. 2
- F6** Words in s. 42(4) inserted (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 274\(4\)\(b\)](#) (with [Sch. 24 para. 447](#), [Sch. 27](#)); S.I. 2020/1236, reg. 2

Modifications etc. (not altering text)

- C1** S. 42(1)(a) modified in part (1.12.2020 immediately before the consolidation date (see [2020 c. 9](#), [ss. 3](#), [5\(2\)\(3\)](#) and [2020 c. 17](#), [ss. 2](#), 416)) by [Sentencing \(Pre-consolidation Amendments\) Act 2020 \(c. 9\)](#), [ss. 1](#), [5\(2\)\(3\)](#); S.I. 2012/1236, [reg. 2](#)

Commencement Information

- I1** S. 42 in force at 1.10.2009 by [S.I. 2009/1493](#), [art. 2\(a\)](#)

Status:

Point in time view as at 01/12/2020. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 42.