



Counter-Terrorism Act 2008

2008 CHAPTER 28

PART 1

POWERS TO GATHER AND SHARE INFORMATION

Power to remove documents for examination

PROSPECTIVE

8 Return of documents

- (1) Where a document removed under section 1 is required to be returned, it must be returned—
 - (a) where the document was found in the course of a search of a person, to that person;
 - (b) where the document was found in the course of a search of any premises, to the occupier of the premises when it was found.
- (2) Subsection (1) does not apply where a person who is required to return the document is satisfied that another person has a better right to it; and in such a case it must be returned—
 - (a) to that other person, or
 - (b) to whoever appears to the person required to return the document to have the best right to it.
- (3) Where different persons claim to be entitled to the return of the document, it may be retained for as long as is reasonably necessary for the determination of the person to whom it must be returned.
- (4) This section also applies in relation to a copy of a document that is required to be returned at the same time as the original; and in such a case references to the document in paragraphs (a) and (b) of subsection (1) are to the original.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 8.