



Counter-Terrorism and Sentencing Act 2021

2021 CHAPTER 11

PART 2

RELEASE OF TERRORIST OFFENDERS

Removal or restriction of early release for terrorist prisoners

28 Removal of early release for dangerous terrorist prisoners: Scotland

- (1) The Prisoners and Criminal Proceedings (Scotland) Act 1993 is amended as follows.
- (2) In section 1AB (restricted eligibility for release on licence of terrorist prisoners) (as amended by Schedule 13)—
 - (a) in subsection (2), for paragraph (a) substitute—

“(a) it is specified in Part 1 or 2 of Schedule 1A (terrorism offences punishable with imprisonment for life or for more than two years).”;
 - (b) after subsection (2) insert—

“(2A) Subsections (3) to (5) apply unless the terrorist prisoner’s sentence was imposed—

 - (a) under section 205ZA or 210A of the 1995 Act (serious terrorism sentence or extended sentence for dangerous offenders),
 - (b) on or after the day on which section 28 of the Counter-Terrorism and Sentencing Act 2021 comes into force, and
 - (c) in respect of an offence that—
 - (i) is specified in Part 1 of Schedule 1A (terrorism offences punishable with imprisonment for life),

Status: This is the original version (as it was originally enacted).

- (ii) is a service offence as respects which the corresponding civil offence is so specified,
- (iii) is specified in Part 3 of that Schedule (other offences punishable with imprisonment for life) and was determined to have a terrorist connection, or
- (iv) is a service offence as respects which the corresponding civil offence is so specified, and was determined to have a terrorist connection.”

(3) For Schedule 1A substitute the Schedule set out in Schedule 10 to this Act.