

---

*Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Paragraph 36. (See end of Document for details)*

---

## SCHEDULES

### SCHEDULE 6

#### DETENTION UNDER SECTION 27

#### PART 5

#### REVIEW OF DETENTION UNDER SECTION 27

##### *Record*

- 36 (1) A review officer carrying out a review must make a written record of the outcome of the review and of any of the following which apply—
- (a) the grounds upon which continued detention is authorised,
  - (b) the reason for postponing the review,
  - (c) the fact that the detained person has been informed as required under [paragraph 35\(1\)](#),
  - (d) the officer's conclusion on the matter considered under [paragraph 35\(2\)\(a\)](#),
  - (e) the fact that the officer has taken action under [paragraph 35\(2\)\(b\)](#), and
  - (f) the fact that the detained person is being detained by virtue of [section 27\(6\)](#) or [\(7\)](#).
- (2) The review officer must—
- (a) make the record in the presence of the detained person, and
  - (b) inform the detained person at that time whether the review officer is authorising continued detention, and if so, of the grounds for such authorisation.
- (3) [Sub-paragraph \(2\)](#) does not apply where, at the time when the record is made, the detained person is—
- (a) incapable of understanding what is said to them,
  - (b) violent or likely to become violent, or
  - (c) in urgent need of medical attention.

---

#### **Commencement Information**

- I1** Sch. 6 para. 36 not in force at Royal Assent, see 100(1)
- I2** Sch. 6 para. 36 in force at 20.12.2023 by [S.I. 2023/1272](#), [reg. 2\(a\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the National Security Act 2023, Paragraph 36.