

Status: Point in time view as at 20/12/2023.

Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Paragraph 3. (See end of Document for details)

SCHEDULES

SCHEDULE 8

URGENT CASES: REFERENCE TO THE COURT ETC

Reference to court

- 3 (1) Immediately after serving the [Part 2](#) notice, the Secretary of State must refer to the court the imposition of the measures on the individual.
- (2) The function of the court on the reference is to consider whether the relevant decisions of the Secretary of State were obviously flawed.
- (3) The court's consideration of the reference must begin within the period of 7 days beginning with the day on which the [Part 2](#) notice is served on the individual.
- (4) The court may consider the reference—
- (a) in the absence of the individual,
 - (b) without the individual having been notified of the reference, and
 - (c) without the individual having been given an opportunity (if the individual was aware of the reference) of making any representations to the court.
- (5) But that does not limit the matters about which rules of court may be made.

Commencement Information

- I1** Sch. 8 para. 3 not in force at Royal Assent, see 100(1)
- I2** [Sch. 8 para. 3](#) in force at 20.12.2023 by [S.I. 2023/1272](#), [reg. 2\(b\)](#)

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