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*Changes to legislation: There are currently no known outstanding effects for the National Security Act 2023, Paragraph 4. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 8

#### URGENT CASES: REFERENCE TO THE COURT ETC

##### *Decision by court*

- 4 (1) In a case where the court determines that a decision of the Secretary of State that condition A, condition B or condition C is met is obviously flawed, the court must quash the [Part 2](#) notice.
- (2) In a case where the court determines that a decision of the Secretary of State that condition D is met is obviously flawed, the court must quash those of the measures which it determines that decision relates to.
- (3) If [sub-paragraph \(1\)](#) does not apply, the court must confirm the [Part 2](#) notice (subject to any quashing of measures under [sub-paragraph \(2\)](#)).
- (4) If the court determines that the Secretary of State's decision that the urgency condition is met is obviously flawed, the court must make a declaration of that determination (whether it quashes or confirms the [Part 2](#) notice under the preceding provisions of [this paragraph](#)).

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##### **Commencement Information**

- I1** Sch. 8 para. 4 not in force at Royal Assent, see 100(1)
- I2** [Sch. 8 para. 4](#) in force at 20.12.2023 by [S.I. 2023/1272](#), [reg. 2\(b\)](#)

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