



National Security Act 2023

2023 CHAPTER 32

PART 1

ESPIONAGE, SABOTAGE AND PERSONS ACTING FOR FOREIGN POWERS

Supplementary provision

36 Offences committed outside the United Kingdom

- (1) Where an offence under this Part may be committed by conduct taking place outside the United Kingdom, it may be so committed—
 - (a) in the case of conduct by an individual, whatever the nationality of the individual, and
 - (b) in the case of conduct by a person other than an individual, regardless of whether the body corporate or unincorporated association is formed or recognised under the law of a country or territory outside the United Kingdom.
- (2) [Subsection \(1\)](#) is subject to sections [3\(6\)](#) and [17\(6\)](#) (commission of offences under sections [3](#) and [17](#) by conduct outside the United Kingdom).
- (3) Where an offence under this Part is committed outside the United Kingdom—
 - (a) proceedings for the offence may be taken at any place in the United Kingdom, and
 - (b) the offence may for all incidental purposes be treated as having been committed at any such place.
- (4) In the application of subsection [\(3\)](#) to Scotland, any such proceedings against a person may be taken—
 - (a) in any sheriff court district in which the person is apprehended or is in custody, or
 - (b) in such sheriff court district as the Lord Advocate may determine.
- (5) “Sheriff court district” is to be read in accordance with the Criminal Procedure (Scotland) Act 1995 (see section 307(1) of that Act).

Status: Point in time view as at 20/12/2023.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, Section 36. (See end of Document for details)

Commencement Information

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

Status:

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Changes to legislation:

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