



# National Security Act 2023

## 2023 CHAPTER 32

### PART 2

#### PREVENTION AND INVESTIGATION MEASURES

##### *Appeals and court proceedings*

#### **53 Jurisdiction in relation to decisions under this Part**

- (1) Decisions relating to [Part 2](#) notices are not to be questioned in any legal proceedings other than—
  - (a) proceedings in the court, or
  - (b) proceedings on appeal from such proceedings.
- (2) The court is the appropriate tribunal for the purposes of section 7 of the Human Rights Act 1998 in relation to proceedings all or any part of which call a decision relating to a [Part 2](#) notice into question.
- (3) In this Part “decision relating to a [Part 2](#) notice” means—
  - (a) a decision made by the Secretary of State in exercise or performance of any power or duty under any of [sections 39 to 51](#) or under [Schedule 7](#) or [Schedule 8](#);
  - (b) a decision made by the Secretary of State for the purposes of, or in connection with, the exercise or performance of any such power or duty;
  - (c) a decision by a constable to give a direction by virtue of paragraph 4 of [Schedule 7](#) (movement directions measure) or paragraph 11(1)(b) of that Schedule (reporting measure);
  - (d) a decision by a polygraph operator to give a direction by virtue of paragraph 12(1)(c) of [Schedule 7](#);
  - (e) a decision by a person to give a direction by virtue of [paragraph 15\(2\)\(d\)](#) of [Schedule 7](#) (monitoring measure).