



BRITISH INDIAN OCEAN TERRITORY

**REVISED REGULATIONS OF THE  
BRITISH INDIAN OCEAN TERRITORY**

**THE TERRORISM ACTS  
PROCLAMATION 2007**

**CHAPTER C.3**

**Revised Edition**

Showing the law as at 1 September 2020

Published by Authority

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This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Law Revision Ordinance 2015 and contains a consolidation of the following laws:

Proclamation No.1 of 2007

As amended by:

The Criminal Procedure Code 2019 - Ordinance No. 5 of 2019

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**CHAPTER C.3**

**RRBIOT c.C.3.**

**PROCLAMATION**

Pursuant to sections 3 and 4 of the Courts Ordinance 1983, I DECLARE that the Terrorism Act 2000 and the Terrorism Act 2006 and any subsequent amendments or replacements thereof, together with the Parts of the enactments referred to therein as they from time to time apply in England form part of the law of the Territory subject to the following modifications, adaptations, qualifications and exceptions as local circumstances render necessary –

1. All references in the said legislation referring or intended to refer to a High Court judge and to the High Court generally shall be construed as referring to a Magistrate and to the Magistrate's Court respectively, and the powers to be exercised by a High Court judge or in the High Court shall consequently be exercised by a Magistrate in the Magistrate's Court.
2. All references in the said legislation to powers given to the Secretary of State to authorise any search or other action shall be construed as referring to the Commissioner who shall have authority to exercise such powers in the Territory.
3. All references in the said legislation to powers given to the Director of Public Prosecutions to consent to any prosecution or to take any other action shall be construed as referring to the Principal Legal Adviser who shall have authority to exercise such powers in the Territory.
4. All offences under the said legislation shall be triable in the Magistrate's Court unless the Principal Legal Adviser makes a declaration in writing that the particular circumstances of an offence are such that the offence should be tried in the Supreme Court.
5. Despite section 169(1) of the Criminal Procedure Code 2019, the Magistrate's Court, on convicting any person of an offence under the said legislation has jurisdiction to impose upon him any sentence of imprisonment or fine to which he is liable under the said legislation.
6. All references in the said legislation to powers given to a Police Officer of the rank of superintendent or above or to any other senior Police Officer shall be construed as referring to such person as is at the time authorised pursuant to section 55(1) of the Criminal Procedure Code 2019 to be, or is acting as a public

prosecutor for the Territory, and such person shall have authority to exercise such powers in the Territory.

Dated this 21<sup>st</sup> day of December 2007

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Leigh Turner  
Commissioner

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