

立法會

Legislative Council

LC Paper No. LS 119/01-02

Paper for the Bills Committee on United Nations (Anti-Terrorism Measures) Bill

A Supplementary Note to the Analysis of Overseas Legislation enacted to implement United Nations Security Council Resolution 1373 and the Comparison of Overseas Anti-Terrorism Legislation on Listing Process

This Note supplements LC Papers Nos. LS 52/01-02 and LS 98/01-02 on the Analysis of Overseas Legislation enacted to implement United Nations Security Council Resolution 1373 and the Comparison of Overseas Anti-Terrorism Legislation on Listing Process which have been discussed at the Bills Committee meeting on 6 June 2002.

2. According to the information supplied by the Administration after the meeting, Schedule 2 of the UK Terrorism Act 2000 (*see "Remarks" Column to the box on "United Kingdom" in Part I of LC Paper No. LS 98/01-02*) has been amended by The Terrorism Act 2000 (Proscribed Organisation) (Amendment) Order 2001 to the effect that non-domestic organisations are added to the list of proscribed organisations. A copy of the Order is at the **Annex**.

3. As has been summarized in the *column on "United Kingdom" to the box on power to freeze funds in LC paper No. LS 52/01-02*, under section 4 of The Terrorism (United Nations Measures) Order 2001, the Treasury may by notice direct certain funds not to be made available to any person except under the authority of a licence where it has reasonable grounds for suspecting a person by, for or on behalf of whom such funds are held is, or may be—

- (a) a person who commits, attempts to commit, facilitates or participates in the commission of acts of terrorism;

- (b) a person controlled or owned directly or indirectly by a person in (a); or
- (c) a person acting on behalf, or at the direction of a person in (a).

4. According to the latest information from the Administration, the Bank of England has in practice, under delegated authority and as agent for the Treasury, issued lists of persons (including certain proscribed organisations listed in Schedule 2 of the Terrorism Act 2000 and other foreign nationals or entities listed by the United Nations Security Council Committee) and directed relevant institutions that any funds which they hold for or on behalf of those persons so listed must be frozen.

5. The Administration confirms that the supplementary information supplied above has been verified by the UK Treasury.

Encl

Wong Sze-man, Bernice
Assistant Legal Adviser
Legislative Council Secretariat
11 June 2002

Statutory Instrument 2001 No. 1261

The Terrorism Act 2000 (Proscribed Organisations) (Amendment) Order 2001

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STATUTORY INSTRUMENTS

2001 No. 1261

PREVENTION AND SUPPRESSION OF TERRORISM

The Terrorism Act 2000 (Proscribed Organisations) (Amendment)
Order 2001

Made 28th March 2001

Coming into force 29th March 2001

Whereas the Secretary of State believes that the organisations set out in article 2 of the following Order are concerned in terrorism;

Terrorism Act 2000

2000 Chapter 11 - *continued*

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SCHEDULE 2

PROSCRIBED ORGANISATIONS

The Irish Republican Army.

Cumann na mBan.

Fianna na hEireann.

The Red Hand Commando.

Saor Eire.

The Ulster Freedom Fighters.

The Ulster Volunteer Force.

The Irish National Liberation Army.

The Irish People's Liberation Organisation.

The Ulster Defence Association.

The Loyalist Volunteer Force.

The Continuity Army Council.

The Orange Volunteers.

The Red Hand Defenders.

Now, therefore, the Secretary of State, in exercise of the power conferred upon him by section 3(3)(a) of the Terrorism Act 2000[1], hereby makes the following Order; a draft of which has been laid before and approved by resolution of each House of Parliament:

Citation and commencement

1. This Order may be cited as the Terrorism Act 2000 (Proscribed Organisations) (Amendment) Order 2001 and shall come into force on the day after the day on which it is made.

Proscribed organisations

2. The following organisations are hereby added to Schedule 2 to the Terrorism Act 2000.

Al-Qa'ida

Egyptian Islamic Jihad

Al-Gama'at al-Islamiya

Armed Islamic Group (Groupe Islamique Armée) (GIA)

Salafist Group for Call and Combat (Groupe Salafiste pour la Prédication et le Combat) (GSPC)

Babbar Khalsa

International Sikh Youth Federation

Harakat Mujahideen

Jaish e Mohammed

Lashkar e Tayyaba

Liberation Tigers of Tamil Eelam (LTTE)

Hizballah External Security Organisation

Hamas-Izz al-Din al-Qassem Brigades

Palestinian Islamic Jihad - Shaqaqi

Abu Nidal Organisation

Islamic Army of Aden

Mujaheddin e Khalq

Kurdistan Workers' Party (Partiya Karkeren Kurdistan) (PKK)

Revolutionary Peoples' Liberation Party - Front (Devrimci Halk Kurtulus Partisi-Cephesi) (DHKP-C)

Basque Homeland and Liberty (Euskadi ta Askatasuna) (ETA)

17 November Revolutionary Organisation (N17)

Jack Straw

One of Her Majesty's Principal Secretaries of State

Home Office

28th March 2001

EXPLANATORY NOTE

(This note is not part of the Order)

This Order adds the organisations listed in article 2 of the Order to the list of proscribed organisations in Schedule 2 to the Terrorism Act 2000.

Notes:

[1] 2000 c. 11; by virtue of section 3(4), the power in section 3(3)(a) may be exercised only in respect of organisations that the Secretary of State believes to be concerned in terrorism.[back](#)

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Prepared 4 April 2001