

Regulation of Investigatory Powers Act 2000

Intelligence Services Commissioner (Additional Review Functions) (Consolidated Guidance) Direction 2014

The Prime Minister, in exercise of the power conferred by section 59A of the Regulation of Investigatory Powers Act 2000 ("the Act"), directs the Intelligence Services Commissioner appointed under section 59 of the Act as follows:

Citation and Commencement

1. This Direction may be cited as the Intelligence Services Commissioner (Additional Review Functions) (Consolidated Guidance) Direction 2014.
2. This Direction comes into force on 28 November 2014.

Additional review functions

3. The Intelligence Services Commissioner must keep under review the compliance of persons falling within paragraph 4 with the guidance referred to in paragraph 5 in relation to the circumstances set out in paragraph 6
4. The persons are:
 - a. officers of the Security Service, the Secret Intelligence Service and the Government Communications Headquarters;
 - b. members of the Armed Forces of the United Kingdom and employees of the Ministry of Defence, so far as any of them engage in intelligence activities within the meaning of section 59A of the Act.
5. The guidance is the Consolidated Guidance to Intelligence Officers and Service Personnel on the Detention and Interviewing of Detainees Overseas, and on the Passing and Receipt of Intelligence Relating to Detainees which was published on 6 July 2010, as amended from time to time.
6. The circumstances are those in which one or more persons falling within paragraph 4:
 - a. interview a detainee who is in the custody of a third party;
 - b. request a third party to seek information from a detainee in the custody of that party;
 - c. pass information to a security or intelligence service of a third party in relation to a detainee held by that party;
 - d. receive unsolicited information from a third party which relates to a detainee;
 - e. solicit the detention of an individual by a third party.

Signed:



Date:

27th November, 2014