

বাংলাদেশ



গেজেট

অতিরিক্ত সংখ্যা
কর্তৃপক্ষ কর্তৃক প্রকাশিত

সোমবার, জুলাই ৮, ২০২৪

গণপ্রজাতন্ত্রী বাংলাদেশ সরকার
আইন, বিচার ও সংসদ বিষয়ক মন্ত্রণালয়
লেজিসলেটিভ ও সংসদ বিষয়ক বিভাগ
মুদ্রণ ও প্রকাশনা শাখা

প্রজ্ঞাপন

তারিখ: ২০ আষাঢ়, ১৪৩১ বঙ্গাব্দ/০৪ জুলাই, ২০২৪ খ্রিষ্টাব্দ

নং ৪৪.০০.০০০০.০৯৫.০১.০০৪.২২-৩৫—সরকারি কার্যবিধিমালা, ১৯৯৬ এর প্রথম তফসিল - (বিভিন্ন মন্ত্রণালয় এবং বিভাগের মধ্যে কার্যবন্টন) এর আইটেম ২৯(খ) এর ক্রমিক ৫ ও ৮ এবং মন্ত্রিপরিষদ বিভাগের বিগত ০৩-০৭-২০০০ ইং তারিখের সভায় গৃহীত সিদ্ধান্ত বাস্তবায়নের নিমিত্তে “স্বরাষ্ট্র মন্ত্রণালয়ের অধীন জননিরাপত্তা বিভাগ কর্তৃক ইতোপূর্বে বাংলায় জারীকৃত (এন্টি টেররিজম ইউনিট বিধিমালা, ২০১৯) প্রজ্ঞাপন এস.আর.ও. নং ৩৬২-আইন/২০১৯, তারিখ: ০৩ অগ্রহায়ণ, ১৪২৬ বঙ্গাব্দ/১৮ নভেম্বর, ২০১৯ খ্রিষ্টাব্দ এর ইংরেজিতে অনূদিত পাঠ সর্বসাধারণের জ্ঞাতার্থে প্রকাশ করিল।

মোহাম্মদ দেলোয়ার হোসেন
সিনিয়র সহকারী সচিব।

(২১৩৮৩)

মূল্য : টাকা ১২.০০

(*Authorised English Text of the original Bangla Rules)

Government of the People's Republic of Bangladesh
Bangladesh Police

Police Headquarters, Dhaka.

Notification

Dated: 03 Agrahayon 1426/18 November 2019

The Anti-terrorism Unit Rules, 2019

S.R.O. No. 362-/Act/2019.—In exercise of the powers conferred by section 12 of the Police Act, 1861 (Act No. V of 1861), the Inspector General of Police, with approval of the Government, is pleased to make the following rules, namely:—

1. Title.—These rules may be called the Anti-terrorism Unit Rules, 2019.

2. Definitions.—(1) In these rules, unless there is anything repugnant in the subject or context—

- (a) "Head of Unit" means the Police Officer leading the Anti-terrorism Unit;
- (b) "extremism" means any endeavour to establish forcefully or compel to follow any views or ideology which is against the existing laws, rules-regulations, customs, rites and ideologies;
- (c) "Anti-terrorism Unit" or "Unit" means the Anti-terrorism Unit of Police force formed under the Notification S.R.O No. 299/2018 issued on 29 Ashwin 1425 B.S., corresponding to 14 October 2018 A.D.;
- (d) "Police Act" means the Police Act, 1861 (Act No. V of 1861);
- (e) "Police Commissioner" means the Police Commissioner defined in section 3(39a) of the General Clauses Act, 1897 (Act No. X of 1897);

* In the event of conflict between the Bangla and the English Text, the Bangla Text shall prevail.

- (f) “Police Regulations” means the Police Regulations Bengal, 1943;
- (g) “Code of Criminal Procedure” means the Code of Criminal Procedure, 1898 (Act No. V of 1898);
- (h) “Anti-terrorism Act” means the Anti-terrorism Act, 2009 (Act No. XVI of 2009).

(2) The words or expressions used in these rules but not defined, shall have the same meanings as defined in the Police Act, the Code of Criminal Procedure, the Anti-terrorism Act and the Police Regulations, as the case may be.

3. Applicability of the Act, etc.—In the case of any matter which is not specifically mentioned in these rules, the Code of Criminal Procedure, the Penal Code, the Police Act and the rules, regulations, orders, guidelines, policies, circulars, memorandum made thereunder, and the orders, directives and notifications issued by the Government, from time to time, which are applicable to Bangladesh Police, including the relevant sections of the Anti-terrorism Act, shall be applicable to the Unit.

4. Office of the Unit.—(1) The Headquarters of the Unit shall be at Dhaka.

(2) There may be established branch offices at any place of the country, if it is required to facilitate the functions of the Unit.

5. Administration of the Unit.—(1) Under the control of the Government and the supervision of the Inspector General of Police, the functions of the Unit shall be administered under the leadership of a police officer not below the rank of Additional Inspector General of Police, consisting of such number of members of police from different ranks as may be determined by the Government.

(2) The Head of the Unit shall exercise all powers and perform all duties conferred upon him by these rules, within the jurisdiction of the Unit as per its terms of reference, and he may, if necessary, by order, delegate such duties to any officer not below the rank of Superintendent of Police.

(3) The Head of the Unit may deploy required number of members of the Unit in the Headquarters and the branch offices established in the Metropolitan areas and District level.

(4) The Heads of the branch offices mentioned in sub-rule (3) shall, within their respective jurisdictions, administer the functions of the Unit and in such case they may exercise powers as the Superintendent of Police of a District.

(5) The Unit shall be operated as an independent and self-contained specialized unit of Bangladesh police based on modern technology and intelligence.

6. **Functions of the Unit.**—The functions of the Unit shall be as follows, namely:—

- (a) to conduct operation and inquiry against the person or entity involved in extremism, terrorism, terrorist acts and terrorist financing and make investigation of cases filed in this regard;
- (b) to play effective role for preventing terrorist activities by taking other programmes including Counter Radicalization and De-radicalization;
- (c) to take necessary measures to formulate and implement plans for countering violent extremism and preventing violent extremism;
- (d) to collect intelligence regarding extremism and terrorist activities, conduct technology based lawful interception on extremists and terrorists with the assistance of any authority or agency empowered under the existing laws, rules and regulations and detect their location and take effective measures to prevent such acts and arrest such activists;
- (e) to deal with hostage crisis and conduct crisis negotiation activities;
- (f) to exchange information with relevant national and international agencies upon directions of the Inspector General of Police to counter threat of extremism and terrorist activities and to get remedies thereof;
- (g) to conduct research activities regarding causes and remedies of extremism and terrorist activities;
- (h) to submit annual report, from time to time, and special reports, where applicable, to Government, analysing the risk created by terrorists, through regular collection, analysis and processing of required information to counter terrorist activities; and
- (i) to take relevant and necessary measures to counter, prevent and redress terrorist activities for carrying out the purposes of the Anti-terrorism Act.

7. **Formation of Specialized Team or Squad.**—For the purpose of conducting effective operations against terrorist activities, the Head of the Unit may form skilled SWAT (Special Weapon and Tactics) Team, Crimes Scene Investigation Team, Bomb Blast Investigation Team, Crisis Emergency Response Team, Explosive Disposal Team, Canine Squad and other necessary specialized team or squad comprising the members of the Unit.

8. **Investigation of Cases, etc.**—(1) The Unit may investigate the offences mentioned in the Anti-terrorism Act and, if there is any connection with the said offence, the offences committed under the Acts referred to in the Schedule of these rules.

(2) The Unit shall only investigate the cases which are decided by the Unit to investigate, and in such case, the investigation shall be conducted in the following manner, namely:—

- (a) Officer in Charge of a Police Station shall inform the nearest Office of the Unit immediately after occurring any incident related to offence mentioned in sub-rule (1);
- (b) Officer in Charge of a Police Station shall inform the nearest Office of the Unit about the First Information Report (FIR) within 24 hours of filing the case related to the offences mentioned in sub-rule (1); and
- (c) the concerned Police Station or any other Unit of Bangladesh Police, as the case may be, shall continue the investigation and arrest the accused and take other legal actions until the case is handed over to the Unit.

(3) If the Unit starts investigation of any case, the case shall not be transferred to any other Agency without written permission of the Inspector General of Police.

(4) If any question arises regarding investigation of a case, at the same time by the Anti-terrorism Unit and any other unit of Bangladesh Police, the investigation shall be conducted according to the instructions given by the Inspector General of Police.

(5) If the Anti-terrorism Unit requests any Police Commissioner or Superintendent of Police of a District, as the case may be, to hand over a case relating to the offences mentioned in sub-rule (1), the Police Commissioner or the Superintendent of Police of a District, as the case may be, shall immediately hand over such case to the Unit for investigation without any delay.

(6) Notwithstanding anything contained contrary in any other sub-rules of these rules, the Government or the Inspector General of Police may confer the duty of investigation of a case relating to the offences mentioned in sub-rule (1) on any Unit of Bangladesh Police.

(7) In order to conduct a fair investigation under these rules, there shall have a modern Prison Cell, Malkhana (store house) and Interrogation Room in the Unit.

9. Power of Officers of the Unit, etc.—(1) The Officers of the rank of Sub-inspector and above of the Unit may exercise the same power of an Officer in Charge of a Police Station in accordance with the provisions of the Code of Criminal Procedure, the Police Act and the Police Regulations in respect of arrest, detention, search, seizure and other related activities.

(2) In the case of arrest, absconding and re-arrest, summons, attachment, search and investigation related activities, the members of the Unit shall follow the provisions of the Code of Criminal Procedure and, the Police Act, the Police Regulations and other relevant laws, as the case may be.

10. Duties of Police Commissioner and Superintendent of Police in the operation of the Unit.- The Police Commissioner or the Superintendent of Police, as the case may be, shall—

- (a) in the case of conducting operation, inquiry and investigation of cases, provide necessary assistance with manpower, arms and ammunitions and other logistics according to the demand of the Unit;
- (b) if he receives information regarding the presence of suspicious extremists or terrorists in any place, or suspects that any offence has been committed by the group of extremists or terrorists, immediately inform the nearest Unit and take necessary legal actions,;
- (c) if, at the time of investigating any case or conducting any operation, he suspects that extremists or terrorists are involved in the incident, immediately inform the nearest office of the Unit about the matter and take necessary legal actions;
- (d) if he detects explosive substances, any staff similar to bomb or ingredients to make a bomb, take necessary actions, as soon as possible for the security of people and, inform the nearest office of the Unit about the matter;
- (e) if any extremist or terrorist is arrested or any extremist or terrorist is arrested by public and handed over to Police Station, take necessary legal measures and immediately inform the nearest office of the Unit about the matter; and
- (f) provide necessary assistance for collecting and preserving intelligence.

11. Co-ordination and assistance in conducting operations, etc.—(1) Whenever any other Unit of Bangladesh Police conducts any operations for the offences mentioned in sub-rule (1) of rule 8, such Unit shall inform the Anti-terrorism Unit, as soon as possible, and if the Anti-terrorism Unit conducts such operation in any place, it shall inform the concerned other Units of Bangladesh Police, provided whenever any Unit of Bangladesh Police seeks assistance from the Anti-terrorism Unit, the Unit shall play leading role in such operation.

(2) The Unit shall, for the convenience of conducting operations, maintain mutual communication with the concerned person, authority, department or agency in the area of its jurisdiction and, if necessary, shall take their assistance.

(3) The Anti-terrorism Unit shall co-ordinate with the other Units of Bangladesh Police in respect of conducting operation, investigation, inquiry, administration and logistics matters, and in such cases, other units of Bangladesh Police shall provide necessary assistance to the Anti-terrorism Unit.

(4) Whenever any other Unit of Bangladesh Police conducts any operation against the extremism and terrorist activities, the Anti-terrorism Unit shall provide necessary assistance to such Unit, where applicable.

12. Coordination with, and taking assistance from, other agencies, institutions and persons.—(1) The members of Police working in the Unit shall, for the convenience of performing duties, coordinate with all government, autonomous and private organisations including Local Administration, Bangladesh Telecommunication Regulatory Commission, Bangladesh Election Commission, National Telecommunication Monitoring Centre, Bangladesh Bank, Border Guard Bangladesh, Bangladesh Coast Guard, Fire Service and Civil Defence, Civil Aviation Authority, Department of Passport and Immigration and whenever the Unit seeks any assistance from the above-mentioned agencies, they shall provide necessary co-operation to the Unit.

(2) The Unit may, if necessary, take assistance from specialists, psychologists, doctors, researchers and religious thinkers, as the case may be, to conduct other activities including detecting location of extremists and terrorists, resisting their activities and conducting investigation of cases related thereto.

13. Research and Training Cell and Database Centre.—In order to build the members of Police working in the Unit as skilled and expert, the Unit may form its own research and training cell and establish a database centre.

14. Legal Cell.—There shall have a legal cell in the Headquarters of the Unit the activities of which shall be as follows, namely:—

- (a) to take relevant and necessary actions for the matter of Writ Petition, Legal Notice, *Naraji Petition*, Administrative Tribunal, Review, Notice of Demand of Justice, Contempt of Court, etc. or completion of all formalities including taking of appropriate steps in the Court; and
- (b) to maintain constant communication and coordination with the relevant agencies, offices, government pleader, solicitor, office of Attorney General, court, concerned prosecution wing, etc. for the achievement of legal goals in the judicial process, at any stage of investigation of cases or after investigation or after starting trial, as the case may be.

15. Maintaining General Diary, Inspection Register, etc.—The Unit shall maintain other relevant registers including General Diary, Inspection Register according to the Police Act, the Police Regulations and Bangladesh Police Form.

16. Preservation of records and database.—(1) The Unit shall preserve all necessary and relevant records according to the Registers mentioned in the Police Regulations.

(2) The Unit shall prepare and preserve its own database regarding extremism and terrorist activities.

Schedule**[see sub-rule (1) of 8]**

1. Sections 5, 6, 12 and 13 of the Explosives Act, 1884 (Act No. IV of 1884).
2. Sections 3, 3A, 4, 5 and 6 of the Explosive Substances Act, 1908 (Act No. VI of 1908)
3. Sections 5, 6, 13, 14 and 15 of the Arms Act, 1878 (Act No. XI of 1878).
4. Sections 2 and 61 of the Information and Communication Technology Act, 2006 (Act No. XXXIX of 2006).
5. Sections 6, 7, 8 and 10 of the Prevention and Suppression of Human Trafficking Act, 2012 (Act No. III of 2012).
6. Sections 15, 19 and 25 of the Special Powers Act, 1974 (Act No. XIV of 1974).
7. Sections 2(21) and (27), 4, 5, 6, 7, 8, 9 and 23 of the Money Laundering Prevention Act, 2012 (Act No. V of 2012).
8. Sections 121-130, 302, 341, 342, 363, 364, 364A, 365, 366, 368, 392, 394, 395, 397, 435 and 436 of the Penal Code, 1860 (Act No. XLV of 1860).
9. Sections 17, 18, 19, 20, 21, 24, 25, 27, 28, 30, 32, 33, 34, 35 and 36 of the Digital Security Act, 2018 (Act No. LXIV of 2018).