



and confirmation that any previously given evidence upon which he continues to rely remains true. This is a duty of continuing scrutiny upon him.

5. The SSHD filed updated generic open and closed material and updated open and closed individual material in the case of each person certified. He also provided written submissions. As we have said we received nothing from any of the persons certified.
6. As the Rules envisage we considered the reviews in each case on paper, reading or re-reading the earlier open and closed generic and individual determinations and the updated material. We are producing our decision in the form of an open and closed generic judgment, which will be updates to the first generic judgment and will form part of the overall individual judgment, and individual open and closed judgments. This repeats the format adopted for the appeals.
7. We start our consideration of the material on the basis that it is not our task, and could not be, to consider whether or not the earlier judgments on the material before the Commission were correct on the merits. We have to examine the new material to see if it, together with the earlier material as analysed in the judgments, shows there to be a continuing basis for maintaining the certificate, or whether there is significant new material showing either that those earlier conclusions were wrong or that circumstances have changed so that now the certificate should not be maintained.
8. The updated open generic material, as we explain in the first review update to the open generic judgment, continues to show that there is a direct terrorist threat to the United Kingdom from a group or groups of largely North African Islamic extremists, linked in various ways to Al Qaeda.
9. A number of H's associates have been arrested but there remain, according to the SSHD's evidence many who are at liberty, prominent extremists with links to the GIA and GSPC. He would be in a position to resume contact with them were he at liberty in the UK. We see no reason not to accept that evidence. There was new evidence of a further potential contact with an Islamic extremist which had not previously been identified.
10. We also accept the point that H has been in detention on a number of occasions without his support for and activities relating to the extremist Islamic agenda being deterred or diminished and that he would if released resume with the contacts in the UK and abroad which remain. The Certificate is properly maintained.

MR JUSTICE OUSELEY

CHAIRMAN