
STATUTORY INSTRUMENTS

1983 No. 1120

**The Criminal Attempts and Conspiracy
(Northern Ireland) Order 1983**

PART II

ATTEMPTS

Trial and penalties

- 5.—(1) A person guilty by virtue of Article 3 of attempting to commit an offence shall—
- (a) if the offence attempted is murder or any other offence the sentence for which is fixed by law, be liable on conviction on indictment to imprisonment for life; and
 - (b) if the offence attempted is indictable but does not fall within sub-paragraph (a), be liable on conviction on indictment to any penalty to which he would have been liable on conviction on indictment of that offence; and
 - (c) if the offence attempted is punishable either on conviction on indictment or on summary conviction, be liable on summary conviction to any penalty to which he would have been liable on summary conviction of that offence; and
 - (d) if the offence attempted is punishable only on summary conviction, be liable on summary conviction to any penalty to which he would have been liable on conviction of that offence.

(2) Where, in proceedings against a person for an offence under Article 3, there is evidence sufficient in law to support a finding that he did an act falling within paragraph (1) of that Article, the question whether or not his act fell within that paragraph is a question of fact.

- (3) ^{F1}.....

F1 Art. 5(3) repealed (2.2.2009) by [Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1(3), 81, 83, Sch. 1 para. 16(2), [Sch. 3](#); S.R. 2008/510, [art. 2](#)

Status:

Point in time view as at 02/02/2009.

Changes to legislation:

The Criminal Attempts and Conspiracy (Northern Ireland) Order 1983, Section 5 is up to date with all changes known to be in force on or before 04 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.