



# Criminal Law Act 1977

## 1977 CHAPTER 45

### PART VI

#### SUPPLEMENTARY

#### **64 Meaning of " indictable offence ", " summary offence " and " offence triable either way " in England and Wales**

- (1) In this Act and, unless the context otherwise requires, in any other enactment (including an enactment passed after this Act—
- (a) " indictable offence " means an offence which, if committed by an adult, is triable on indictment, whether it is exclusively so triable or triable either way;
  - (b) " summary offence " means an offence which, if committed by an adult, is triable only summarily;
  - (c) " offence triable either way " means an offence which, if committed by an adult, is triable either on indictment or summarily;
- and the terms "indictable", "summary" and "triable either way", in their application to offences, shall be construed accordingly.
- (2) In the definitions in subsection (1) above references to the way or ways in which an offence is triable are to be construed without regard to the effect, if any, of section 23 above on the mode of trial.