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Changes to legislation: Magistrates' Courts Act 1980, SCHEDULE 1 is up to date with all changes known to be in force on or before 08 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. (See end of Document for details)

# SCHEDULES

# SCHEDULE 1

Section 17.

## OFFENCES TRIABLE EITHER WAY BY VIRTUE OF SECTION 17

- 1 Offences at common law of public nuisance.
- [F1]A An offence at common law of outraging public decency.]

#### **Textual Amendments**

- F1 Sch. 1 para. 1A inserted (20.1.2004) by Criminal Justice Act 2003 (c. 44), ss. 320, 336; S.I. 2004/81, art. 2(2)(d)
- 2 F2 .....

#### **Textual Amendments**

- F2 Sch. 1 para. 2 repealed (21.7.2008) by Statute Law (Repeals) Act 2008 (c. 12), s. 1(1), Sch. 1 Pt. 3
- Offences consisting in contravention of section 13 of the MI Statutory Declarations Act 1835 (administration by a person of an oath etc. touching matters in which he has no jurisdiction).

# **Marginal Citations**

M1 1835 c. 62.

Offences under section 36 of the M2Malicious Damage Act 1861 (obstructing engines or carriages on railways).

#### **Marginal Citations**

**M2** 1861 c. 97.

- Offences under the following provisions of the Offences against the M3Person Act 1861—
  - (a) section 16 (threats to kill);
  - (b) section 20 (inflicting bodily injury, with or without a weapon);
  - (c) section 26 (not providing apprentices or servants with food etc.);
  - (d) section 27 (abandoning or exposing child);
  - (e) section 34 (doing or omitting to do anything so as to endanger railway passengers);
  - (f) section 36 (assaulting a clergyman at a place of worship etc.);
  - (g) section 38 (assault with intent to resist apprehension);

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- (h) section 47 (assault occasioning bodily harm. . . <sup>F3</sup>);
- (i) section 57 (bigamy);
- (i) section 60 (concealing the birth of a child).

## **Textual Amendments**

F3 Words repealed by Criminal Justice Act 1988 (c. 33, SIF 39:1), ss. 123(6), 170(2), Sch. 8 para. 16, Sch. 16

#### **Marginal Citations**

**M3** 1861 c. 100.

Offences under section 20 of the M4Telegraph Act 1868 (disclosing or intercepting messages).

#### **Marginal Citations**

**M4** 1868 c. 110.

Offences under section 13 of the M5Debtors Act 1869 (transactions intended to defraud creditors).

#### **Marginal Citations**

**M5** 1869 c. 62.

Offences under section 5 of the M6Public Stores Act 1875 (obliteration of marks with intent to conceal).

#### **Marginal Citations**

**M6** 1875 c. 25.

Offences under section 12 of the M7Corn Returns Act 1882 (false returns).

#### **Marginal Citations**

**M7** 1882 c. 37.

10 F4

#### **Textual Amendments**

**F4** Sch. 1 para. 10 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(4), Sch. 17 para. 35(1), **Sch. 18** 

Offences under section 3 of the M8Submarine Telegraph Act 1885 (damaging submarine cables).

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#### **Marginal Citations**

**M8** 1885 c. 49.

Offences under section 13 of the M9Stamp Duties Management Act 1891 (offences in relation to dies and stamps).

#### **Marginal Citations**

**M9** 1891 c. 38.

Offences under section 8(2) of the M10Cremation Act 1902 (making false representations etc. with a view to procuring the burning of any human remains).

## **Marginal Citations**

M10 1902 c. 8.

- 14 All offences under the M11Perjury Act 1911 except offences under—
  - (a) section 1 (perjury in judicial proceedings);
  - (b) section 3 (false statements etc. with reference to marriage);
  - (c) section 4 (false statements etc. as to births or deaths).

## **Marginal Citations**

**M11** 1911 c. 6.

15 F

# **Textual Amendments**

F5 Sch. 1 para. 15 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. I

Offences under section 17 of the M12Deeds of Arrangement Act 1914 (trustee making preferential payments).

#### **Marginal Citations**

M12 1914 c. 47.

17 Fo

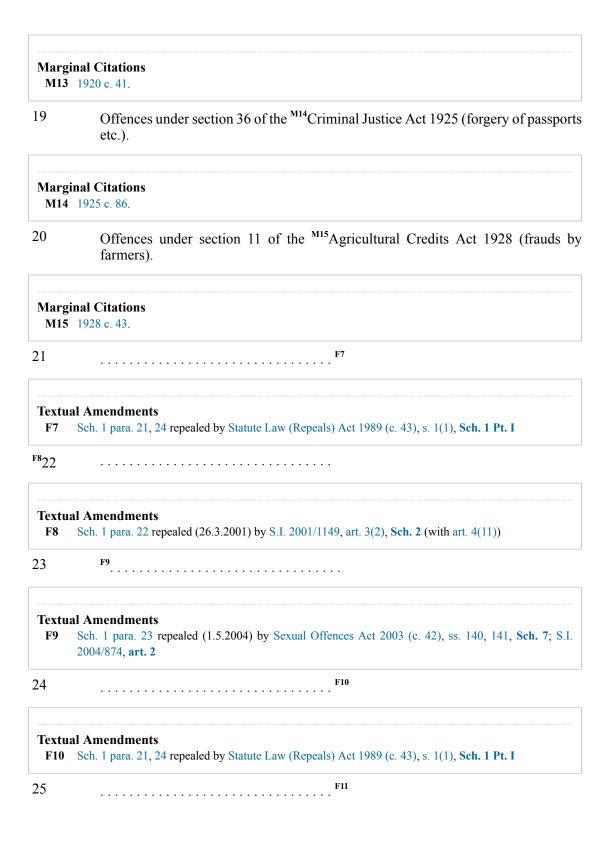
# **Textual Amendments**

**F6** Sch. 1 para. 17 repealed by Wages Act 1986 (c. 48, SIF 43:2), s. 32(2), **Sch. 5 Pt. III** 

Offences under section 8(2) of the M13Census Act 1920 (disclosing census information).

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#### **Textual Amendments**

F11 Sch. 1 para. 25 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), ss. 3, 5(2), Sch. 1 Pt. I, Sch. 4

- The following offences under the M16Criminal Law Act 1967—
  - (a) offences under section 4(1) (assisting offenders); and
  - (b) offences under section 5(1) (concealing arrestable offences and giving false information),

where the offence to which they relate is triable either way.

# **Marginal Citations**

M16 1967 c. 58.

27 F12

#### **Textual Amendments**

**F12** Sch. 1 para. 27 repealed (1.5.2004) by Sexual Offences Act 2003 (c. 42), ss. 140, 141, **Sch. 7**; S.I. 2004/874, **art. 2** 

- All indictable offences under the M17Theft Act 1968 except:—
  - (a) robbery, aggravated burglary, blackmail and assault with intent to rob;
  - (b) burglary comprising the commission of, or an intention to commit, an offence which is triable only on indictment;
  - (c) burglary in a dwelling if any person in the dwelling was subjected to violence or the threat of violence.

#### **Marginal Citations**

M17 1968 c. 60.

Offences under the following provisions of the M18 Criminal Damage Act 1971—section 1(1) (destroying or damaging property):

section 1(1) and (3) (arson);

section 2 (threats to destroy or damage property);

section 3 (possessing anything with intent to destroy or damage property).

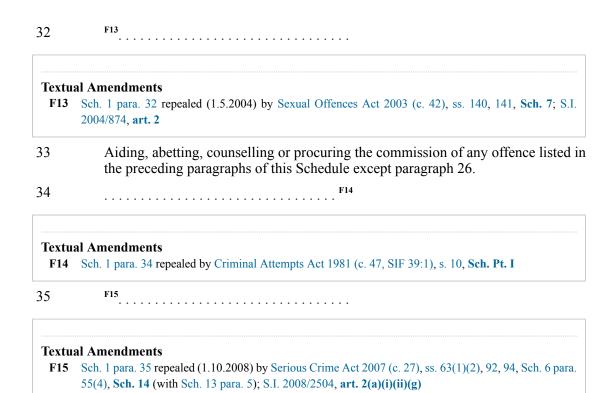
#### **Marginal Citations**

M18 1971 c. 48.

- Offences in relation to stamps issued for the purpose of national insurance under the provisions of any enactments as applied to those stamps.
- Uttering any forged document the forgery of which is an offence listed in this Schedule.

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