

Status: Point in time view as at 28/03/2009.

Changes to legislation: Criminal Justice Act 1982, SCHEDULE 1 is up to date with all changes known to be in force on or before 31 May 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 32.

OFFENCES EXCLUDED FROM SECTION 32

PART I

OFFENCES MENTIONED IN SECTION 32(2)(A)

1. Manslaughter.

^{F1}2. ...

Textual Amendments

F1 Sch. 1 Pt. I para. 2 repealed (1.5.2004) by [Sexual Offences Act 2003 \(c. 42\)](#), s. 141, **Sch. 7**; S.I. 2004/874, art. 2

3. Kidnapping.

4. Assault (of any description).

^{F2}5. ...

Textual Amendments

F2 Sch. 1 Pt. I: entries relating to riot and affray repealed by [Public Order Act 1986 \(c. 64, SIF 39:2\)](#), s. 40(3), **Sch. 3**

^{F2}6. ...

PART II

OFFENCES MENTIONED IN SECTION 32(2)(B)

MALICIOUS DAMAGE ACT 1861 (c. 97)

1. Sections 35, 47 and 48 (criminal damage).

OFFENCES AGAINST THE PERSON ACT 1861 (c. 100)

2. Section 16 (making threats to kill).

3. Section 18 (wounding with intent to do grievous bodily harm or to resist apprehension).

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4. Section 20 (wounding or inflicting grievous bodily harm).
5. Section 21 (garotting).
6. Section 23 (endangering life or causing harm by administering poison).
7. Section 28 (burning, maiming, etc by explosion).
8. Section 29 (causing explosions or casting corrosive fluids with intent to do grievous bodily harm).

EXPLOSIVE SUBSTANCES ACT 1883 (c. 3)

9. Section 2 (causing explosion likely to endanger life or property).

INFANT LIFE (PRESERVATION) ACT 1929 (c. 34)

10. Section 1 (child destruction).

INFANTICIDE ACT 1938 (c. 36)

11. Section 1(1) (infanticide).

F3
...

Textual Amendments

F3 Sch. 1 Pt. 2 paras. 12-14 and heading repealed (1.5.2004) by [Sexual Offences Act 2003 \(c. 42\)](#), s. 141, [Sch. 7](#); [S.I. 2004/874](#), art. 2

F3 12. ...

F3 13. ...

F3 14. ...

FIREARMS ACT 1968 (c. 27)

15. Section 17(1) (use of firearms and imitation firearms to resist arrest).

THEFT ACT 1968 (c. 60)

16. Section 8 (robbery).
17. Section 10 (aggravated burglary).

MISUSE OF DRUGS ACT 1971 (c. 38)

18. Section 4 (production or supply of a controlled drug).
19. Section 5(3) (possession of a controlled drug with intent to supply it to another).

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20. Section 20 (assisting in, or inducing the commission outside the United Kingdom of, an offence relating to drugs punishable under a corresponding law, as defined in section 36(1)).

CRIMINAL DAMAGE ACT 1971 (c. 48)

21. Section 1(2)(b) (criminal damage, including arson, endangering life).

ROAD TRAFFIC ACT 1972 (c. 20)

22. Section 1 (causing death by reckless driving).

CUSTOMS AND EXCISE MANAGEMENT ACT 1979 (c. 2)

23. Section 85(2) (shooting at naval or revenue vessels).

AVIATION SECURITY ACT 1982 (c. 36)

24. Section 1 (hijacking).

25. Sections 2, 3 and 6 (other offences relating to aircraft).

[^{F4}DRUG TRAFFICKING OFFENCES ACT 1986 (c. 32)

Textual Amendments

F4 Sch. 1 Pt. 2 para. 26 and heading inserted by [Drug Trafficking Offences Act 1986 \(c. 32, SIF 39:1\), s. 24\(6\)](#)

[^{F5}25A. Section 23A (acquisition, possession or use of proceeds of drug trafficking).]

Textual Amendments

F5 Sch. 1 Pt. 2 para. 25A inserted (15.2.1994) by [1993 c. 36, s. 74\(2\)](#); [S.I. 1994/71, art. 2, Sch.](#)

26. Section 24 (assisting another to retain the benefit of drug trafficking).]

[^{F6}PUBLIC ORDER ACT 1986

Textual Amendments

F6 Sch. 1 Pt. 2 paras. 27-29 inserted as provided by [Public Order Act 1986 \(c. 64, SIF 39:2\), 40\(2\), Sch. 2 para. 4](#)

27. Section 1 (riot).

28. Section 2 (violent disorder).

29. Section 3 (affray).]

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[^{F7}CRIMINAL JUSTICE ACT 1988 (c.33)

Textual Amendments

F7 Sch. 1 Pt. 2 para. 30 and heading added by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), s. 170, **Sch. 15 para. 91** (with [Sch. 8 para. 16](#))

[^{F8}29A. Section 93A (assisting another to retain the benefit of criminal conduct).

Textual Amendments

F8 Sch. 1 Pt. 2 paras. 29A-29C inserted (15.2.1994) by [1993 c. 36, s. 74\(3\)](#); S.I. 1994/71, art. 2, **Sch.**

29B. Section 93B (acquisition, possession or use of proceeds of criminal conduct).

29C. Section 93C (concealing or transferring proceeds of criminal conduct).]

30. Section 134 (torture).]

[^{F9}THE ROAD TRAFFIC ACT 1988 (c.52)

Textual Amendments

F9 Sch. 1 Pt. 2: entry added by [Road Traffic \(Consequential Provisions\) Act 1988 \(c. 54, SIF 107:1\)](#), s. 4, **Sch. 3 para. 24**

Section 1 (causing death by [^{F10}dangerous] driving).]

Textual Amendments

F10 Word in Sch. 1 Pt. 2 in entry relating to Road Traffic Act 1988 substituted (1.7.1992) by [Road Traffic Act 1991 \(c. 40, SIF 107:1\)](#), s. 48, **Sch. 4 para. 17(a)**; S.I. 1992/1286, art. 2, **Sch.**

[^{F11}Section 3A (causing death by careless driving when under the influence of drink or drugs).]

Textual Amendments

F11 Words in Sch. 1 Pt. 2 in entry relating to Road Traffic Act 1988 inserted (1.7.1992) by [Road Traffic Act 1991 \(c. 40, SIF 107:1\)](#), s. 48, **Sch. 4 para. 17(b)**; S.I. 1992/1286, art. 2, **Sch.**

[^{F12}CRIMINAL JUSTICE (INTERNATIONAL COOPERATION) ACT 1990 (c. 31)

Textual Amendments

F12 Sch. 1 Pt. 2: entry inserted (1.7.1991) by [Criminal Justice \(International Co-operation\) Act 1990 \(c. 5, SIF 39:1\)](#), s. 31(1), **Sch. 4 para. 3**; S.I. 1991/1072, art. 2(b), **Sch. Pt. II**

Section 14 (concealing or transferring proceeds of drug trafficking).]

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F¹³ AVIATION AND MARITIME SECURITY ACT 1990 (c. 31)

Textual Amendments

F13 Sch. 1 Pt. 2: entries inserted by [Aviation and Maritime Security Act 1990 \(c. 31, SIF 39:2\)](#), s. 53(1), [Sch. 3 para. 7](#)

Section 1 (endangering safety at aerodromes).

Section 9 (hijacking of ships).

Section 10 (seizing or exercising control of fixed platforms).

Sections 11, 12, 13 and 14 (other offences relating to ships and fixed platforms).]

F¹⁴ CHANNEL TUNNEL (SECURITY) ORDER 1994 No.570

Textual Amendments

F14 Sch. 1 Pt. 2: entries inserted (5.3.1994) by [S.I. 1994/570](#), art. 38, [Sch. 3 para. 3](#)

Article 4 (hijacking of Channel Tunnel trains)

Article 5 (seizing or exercising control of the tunnel system)

Articles 6, 7 and 8 (other offences relating to Channel Tunnel trains or the tunnel system).]

F¹⁵ DRUG TRAFFICKING ACT 1994

Textual Amendments

F15 Sch. 1 Pt. 2: entries added (3.2.1995) by [1994 c. 37](#), ss. 65, 69(2), [Sch. 1 para. 7](#)

Section 49 (concealing or transferring the proceeds of drug trafficking).

Section 50 (assisting another person to retain the benefit of drug trafficking).

Section 51 (acquisition, possession or use of proceeds of drug trafficking).]

F¹⁶ PROCEEDS OF CRIME ACT 2002

Textual Amendments

F16 Sch. 1 Pt. 2: entries inserted (24.2.2003) by [Proceeds of Crime Act 2002 \(c. 29\)](#), s. 458(1), [Sch. 11 para. 13](#); [S.I. 2003/120](#), art. 2, [Sch.](#) (with arts. 3, 4) (as amended (20.2.2003) by [S.I. 2003/333](#), art. 14)

Section 327 (concealing criminal property etc).

Section 328 (arrangements relating to criminal property).

Section 329 (acquisition, use and possession of criminal property).]

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[^{F17}SEXUAL OFFENCES ACT 2003

Textual Amendments

F17 Sch. 1 Pt. 2: entries inserted (1.5.2004) by [Sexual Offences Act 2003 \(c. 42\)](#), s. 141, **Sch. 6 para. 27**; [S.I. 2004/874](#), art. 2

Sections 1 and 2 (rape, assault by penetration).

Section 4 (causing a person to engage in sexual activity without consent), where the activity caused involved penetration within subsection (4)(a) to (d) of that section.

Sections 5 and 6 (rape of a child under 13, assault of a child under 13 by penetration).

Section 8 (causing or inciting a child under 13 to engage in sexual activity), where an activity involving penetration within subsection (3)(a) to (d) of that section was caused.

Section 30 (sexual activity with a person with a mental disorder impeding choice), where the touching involved penetration within subsection (3)(a) to (d) of that section.

Section 31 (causing or inciting a person, with a mental disorder impeding choice, to engage in sexual activity), where an activity involving penetration within subsection (3)(a) to (d) of that section was caused.]

[^{F18}DOMESTIC VIOLENCE, CRIME AND VICTIMS ACT 2004

Textual Amendments

F18 Sch. 1 Pt. 2: entry inserted (21.3.2005) by [Domestic Violence, Crime and Victims Act 2004 \(c. 28\)](#), s. 60, **Sch. 10 para. 16**; [S.I. 2005/579](#), art. 2(c)

Section 5 (causing or allowing the death of a child or vulnerable adult).]

PART III

OFFENCES MENTIONED IN SECTION 32(2)(C)

Offences under sections 50(2) and (3), 68(2) and 170 of the Customs and Excise Management Act 1979 in connection with a prohibition or restriction on importation or exportation of a controlled drug which has effect by virtue of section 3 of the Misuse of Drugs Act 1971.

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