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## SCHEDULES

### [<sup>F1</sup>SCHEDULE 1A

#### RELEVANT OFFENCES FOR THE PURPOSES OF SECTION 17

##### Textual Amendments

- F1** Sch. 1A inserted (27.6.2011) by [Coroners and Justice Act 2009 \(c. 25\)](#), ss. 99(4), 182(5), [Sch. 14](#) (with s. 180, [Sch. 22](#) paras. 23, 24); [S.I. 2011/1452](#), art. 2(a)

##### *Murder and manslaughter*

- 1 Murder in a case where it is alleged that a firearm or knife was used to cause the death in question.
- 2 Manslaughter in a case where it is alleged that a firearm or knife was used to cause the death in question.
- 3 Murder or manslaughter in a case (other than a case falling within paragraph 1 or 2) where it is alleged that—
- (a) the accused was carrying a firearm or knife at any time during the commission of the offence, and
  - (b) a person other than the accused knew or believed at any time during the commission of the offence that the accused was carrying a firearm or knife.

##### *Offences against the Person Act 1861 (c. 100)*

- 4 An offence under section 18 of the Offences against the Person Act 1861 (wounding with intent to cause grievous bodily harm etc) in a case where it is alleged that a firearm or knife was used to cause the wound or harm in question.
- 5 An offence under section 20 of that Act (malicious wounding) in a case where it is alleged that a firearm or knife was used to cause the wound or inflict the harm in question.
- 6 An offence under section 38 of that Act (assault with intent to resist arrest) in a case where it is alleged that a firearm or knife was used to carry out the assault in question.
- 7 An offence under section 47 of the Offences against the Person Act 1861 (assault occasioning actual bodily harm) in a case where it is alleged that a firearm or knife was used to inflict the harm in question.
- 8 An offence under section 18, 20, 38 or 47 of the Offences against the Person Act 1861 in a case (other than a case falling within any of paragraphs 4 to 7) where it is alleged that—
- (a) the accused was carrying a firearm or knife at any time during the commission of the offence, and

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- (b) a person other than the accused knew or believed at any time during the commission of the offence that the accused was carrying a firearm or knife.

*Prevention of Crime Act 1953 (c. 14)*

- 9 An offence under section 1 of the Prevention of Crime Act 1953 (having an offensive weapon in a public place).
- [<sup>F2</sup>9A An offence under section 1A of that Act (threatening with offensive weapon in public).]

**Textual Amendments**

- F2** Sch. 1A para. 9A inserted (3.12.2012) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), **Sch. 26 para. 8(2)**; S.I. 2012/2770, art. 2(f)

*Firearms Act 1968 (c. 27)*

- 10 An offence under section 1 of the Firearms Act 1968 (requirement of firearm certificate).
- 11 An offence under section 2(1) of that Act (possession etc of a shot gun without a certificate).
- 12 An offence under section 3 of that Act (business and other transactions with firearms and ammunition).
- 13 An offence under section 4 of that Act (conversion of weapons).
- 14 An offence under section 5(1) of that Act (weapons subject to general prohibition).
- 15 An offence under section 5(1A) of that Act (ammunition subject to general prohibition).
- 16 An offence under section 16 of that Act (possession with intent to injure).
- 17 An offence under section 16A of that Act (possession with intent to cause fear of violence).
- 18 An offence under section 17 of that Act (use of firearm to resist arrest).
- 19 An offence under section 18 of that Act (carrying firearm with criminal intent).
- 20 An offence under section 19 of that Act (carrying firearm in a public place).
- 21 An offence under section 20 of that Act (trespassing with firearm).
- 22 An offence under section 21 of that Act (possession of firearms by person previously convicted of crime).
- 23 An offence under section 21A of that Act (firing an air weapon beyond premises).
- 24 An offence under section 24A of that Act (supplying imitation firearms to minors).

*Criminal Justice Act 1988 (c. 33)*

- 25 An offence under section 139 of the Criminal Justice Act 1988 (having article with blade or point in public place).

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- 26 An offence under section 139A of that Act (having article with blade or point (or offensive weapon) on school premises).
- [<sup>F3</sup>26A An offence under section 139AA of that Act (threatening with article with blade or point or offensive weapon).]

#### Textual Amendments

- F3** Sch. 1A para. 26A inserted (3.12.2012) by [Legal Aid, Sentencing and Punishment of Offenders Act 2012 \(c. 10\)](#), s. 151(1), [Sch. 26 para. 8\(3\)](#); S.I. 2012/2770, art. 2(f)

#### *Violent Crime Reduction Act 2006 (c. 38)*

- 27 An offence under section 28 of the Violent Crime Reduction Act 2006 (using someone to mind a weapon).
- 28 An offence under section 32 of that Act (sales of air weapons by way of trade or business to be face to face).
- 29 An offence under section 36 of that Act (manufacture, import and sale of realistic imitation firearms).

#### *General*

- 30 A reference in any of paragraphs 1 to 8 to an offence (“offence A”) includes—
- (a) a reference to an attempt to commit offence A in a case where it is alleged that it was attempted to commit offence A in the manner or circumstances described in that paragraph,
  - (b) a reference to a conspiracy to commit offence A in a case where it is alleged that the conspiracy was to commit offence A in the manner or circumstances described in that paragraph,
  - (c) a reference to an offence under Part 2 of the Serious Crime Act 2007 in relation to which offence A is the offence (or one of the offences) which the person intended or believed would be committed in a case where it is alleged that the person intended or believed offence A would be committed in the manner or circumstances described in that paragraph, and
  - (d) a reference to aiding, abetting, counselling or procuring the commission of offence A in a case where it is alleged that offence A was committed, or the act or omission charged in respect of offence A was done or made, in the manner or circumstances described in that paragraph.
- 31 A reference in any of paragraphs 9 to 29 to an offence (“offence A”) includes—
- (a) a reference to an attempt to commit offence A,
  - (b) a reference to a conspiracy to commit offence A,
  - (c) a reference to an offence under Part 2 of the Serious Crime Act 2007 in relation to which offence A is the offence (or one of the offences) which the person intended or believed would be committed, and
  - (d) a reference to aiding, abetting, counselling or procuring the commission of offence A.

#### *Interpretation*

- 32 In this Schedule—

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“firearm” has the meaning given by section 57 of the Firearms Act 1968;  
“knife” has the meaning given by section 10 of the Knives Act 1997.]

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