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## SCHEDULES

### SCHEDULE 21

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 2

#### MURDER AND SUICIDE

##### *Criminal Justice Act 2003 (c. 44)*

- 52 In Schedule 21 to the Criminal Justice Act 2003 (determination of minimum term in relation to mandatory life sentence), in paragraph 11—
- (a) in paragraph (d) omit “in a way not amounting to a defence of provocation”, and
  - (b) in paragraph (e), after “self-defence” insert “ or in fear of violence ”.

#### Commencement Information

- I1** Sch. 21 para. 52 in force at 4.10.2010 by S.I. 2010/816, art. 5(f) (with art. 7) (as amended (11.3.2011) by S.I. 2011/722, art. 2)

##### *Children and Young Persons Act 1933 (c. 12)*

- 53 In Schedule 1 to the Children and Young Persons Act 1933 (offences against children and young persons to which special provisions apply), after the entry relating to infanticide insert— “ An offence under section 2(1) of the Suicide Act 1961 (encouraging or assisting suicide) where the relevant act is an act capable of, and done with the intention of, encouraging or assisting the suicide of a child or young person. ”

#### Commencement Information

- I2** Sch. 21 para. 53 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

##### *Visiting Forces Act 1952 (c. 67)*

- 54 In the Visiting Forces Act 1952—
- (a) in section 7(6) (provisions as to coroner's inquests and removal of bodies: meaning of homicide) for the words from “murder” to the end substitute “—  
(a) murder, manslaughter or infanticide,

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- (b) any offence under the law of the country in question which is analogous to any of the offences within paragraph (a), and
  - (c) any offence under the law of the country in question which is analogous to an offence under section 2(1) of the Suicide Act 1961 or section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (encouraging or assisting suicide).”, and
- (b) in paragraph 1(a) of the Schedule (offences against the person for purposes of restriction of trial by United Kingdom courts of offenders connected with visiting forces) for “of” to “commit suicide” substitute “ under section 2(1) of the Suicide Act 1961 or section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (encouraging or assisting suicide) ”.

**Commencement Information**

**I3** Sch. 21 para. 54 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Suicide Act 1961 (c. 60)*

- 55 In Schedule 1 to the Suicide Act 1961—
- (a) in Part 1 omit the entry relating to Schedule 1 to the Children and Young Persons Act 1933 (c. 12), and
  - (b) in Part 2 omit the entry relating to section 7 of the Visiting Forces Act 1952 (c. 67).

**Commencement Information**

**I4** Sch. 21 para. 55 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Criminal Justice Act (Northern Ireland) 1966 (c. 20)*

- 56 In section 12 of the Criminal Justice Act (Northern Ireland) 1966 (suicide to cease to be a crime), for “13 and 14” substitute “ 13 to 14 ”.

**Commencement Information**

**I5** Sch. 21 para. 56 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Children and Young Persons Act (Northern Ireland) 1968 (c. 34)*

- 57 In Schedule 1 to the Children and Young Persons Act (Northern Ireland) 1968 (offences against children and young persons to which special provisions apply), for the entry for “Aiding, abetting, counselling or procuring the suicide of a child or young person” substitute— “ An offence under section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (encouraging or assisting suicide) where the relevant act is an act capable of, and done with the intention of, encouraging or assisting the suicide of a child or young person. ”

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**16** Sch. 21 para. 57 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Criminal Attempts Act 1981 (c. 47)*

58 After section 1(4)(b) of the Criminal Attempts Act 1981 (exclusions to offence of attempting to commit an offence) insert—

“(ba) an offence under section 2(1) of the Suicide Act 1961 (c. 60) (encouraging or assisting suicide);”.

**Commencement Information**

**17** Sch. 21 para. 58 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Criminal Attempts and Conspiracy (Northern Ireland) Order 1983 (S.I. 1983/1120 (N.I. 13))*

59 After Article 3(4)(b) of the Criminal Attempts and Conspiracy (Northern Ireland) Order 1983 (exclusions to offence of attempting to commit an offence) insert—

“(ba) an offence under section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (encouraging or assisting suicide);”.

**Commencement Information**

**18** Sch. 21 para. 59 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Law Reform (Year and a Day Rule) Act 1996 (c. 19)*

60 (1) Section 2 of the Law Reform (Year and a Day Rule) Act 1996 (restriction on institution of proceedings for a fatal offence) is amended as follows.

(2) For subsection (3)(b) (but not the “or” following it) substitute—

“(b) an offence under section 2(1) of the Suicide Act 1961 (offence of encouraging or assisting suicide) in connection with the death of a person;”.

(3) In subsection (5) after paragraph (a) insert—

“(aa) the reference in subsection (3)(b) to section 2(1) of the Suicide Act 1961 is to be read as a reference to section 13(1) of the Criminal Justice Act (Northern Ireland) 1966, and”.

**Commencement Information**

**19** Sch. 21 para. 60 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

*Serious Crime Act 2007 (c. 27)*

61 (1) The Serious Crime Act 2007 is amended as follows.

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(2) After section 51 insert—

**“51A Exceptions to section 44 for encouraging or assisting suicide**

Section 44 does not apply to an offence under section 2(1) of the Suicide Act 1961 or section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (offence of encouraging or assisting suicide).”

(3) In Schedule 3 (offences to be disregarded for the purposes of the offences under sections 45 and 46)—

(a) in Part 2, after paragraph 27 insert—

*“Suicide Act 1961 (c. 60)*

27A An offence under section 2(1) of the Suicide Act 1961 (encouraging or assisting suicide).”, and

(b) in Part 4, after paragraph 42 insert—

*“Criminal Justice Act (Northern Ireland) 1966 (c. 20)*

42A An offence under section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (encouraging or assisting suicide).”

**Commencement Information**

**I10** Sch. 21 para. 61 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 25(a)

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