



# Criminal Justice and Courts Act 2015

## 2015 CHAPTER 2

### PART 1

#### CRIMINAL JUSTICE

##### *Offences involving ill-treatment or wilful neglect*

#### **25 Care provider offence: liability for ancillary and other offences**

- (1) An individual cannot be guilty of—
  - (a) aiding, abetting, counselling or procuring the commission of an offence under section 21, or
  - (b) an offence under Part 2 of the Serious Crime Act 2007 (encouraging or assisting crime) by reference to an offence under section 21.
- (2) Where, in the same proceedings, there is—
  - (a) a charge under section 21 arising out of a particular set of circumstances, and
  - (b) a charge against the same defendant of a relevant offence arising out of some or all of those circumstances,the defendant may, if the interests of justice so require, be convicted of both offences.
- (3) A person convicted of an offence under section 21 arising out of a particular set of circumstances may, if the interests of justice so require, be charged with a relevant offence arising out of some or all of those circumstances.
- (4) “Relevant offence” means an offence under an Act, or an instrument made under an Act, dealing with—
  - (a) health and safety matters, or
  - (b) the provision of health care or social care.
- (5) In this section—

“Act” includes an Act or Measure of the National Assembly for Wales;  
“health care” and “social care” have the same meaning as in section 20.