

**Changes to legislation:** Sentencing Act 2020, SCHEDULE 20 is up to date with all changes known to be in force on or before 15 September 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) View outstanding changes

## SCHEDULES

### SCHEDULE 20 **E+W**

Sections 249 and 311

#### DETENTION UNDER SECTION 250 AND MINIMUM SENTENCES: FIREARMS OFFENCES

#### PART 1 **E+W**

##### OFFENCES

- 1 An offence under section 5(1)(a), (ab), (aba), (ac), (ad), (ae), (af) or (c) of the Firearms Act 1968 (offence of having in possession, purchasing or acquiring weapon or ammunition) committed on or after 22 January 2004.

##### Modifications etc. (not altering text)

- C1** Sch. 20 para. 1: power to amend conferred by 1988 c. 45, s. 1(4A)(bb) (as amended) (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), [Sch. 24 para. 94\(2\)](#) (with [Sch. 27](#)); [S.I. 2020/1236](#), reg. 2

##### Commencement Information

- I1** Sch. 20 para. 1 in force at 1.12.2020 by [S.I. 2020/1236](#), reg. 2

- [<sup>F1</sup>1A An offence under section 5(1)(ag) or (ba) of the Firearms Act 1968 committed on or after [<sup>F2</sup>6th April 2022].]

##### Textual Amendments

- F1** Sch. 20 para. 1A inserted (6.4.2022) by [Sentencing Act 2020 \(c. 17\)](#), s. 417(1), [Sch. 22 para. 81\(2\)](#) (with [Sch. 22 para. 81\(6\)\(7\)](#), [Sch. 27](#)); [S.I. 2022/415](#), reg. 2
- F2** Words in Sch. 20 para. 1A substituted (6.4.2022) by [The Sentencing Act 2020 \(Commencement No. 1\) \(England and Wales\) Regulations 2022 \(S.I. 2022/415\)](#), regs. 1(3), [3\(1\)\(a\)](#)

- 2 An offence under section 5(1A)(a) of the Firearms Act 1968 (offence of having in possession, purchasing or acquiring firearm disguised as another object) committed on or after 22 January 2004.

##### Commencement Information

- I2** Sch. 20 para. 2 in force at 1.12.2020 by [S.I. 2020/1236](#), reg. 2

- 3 An offence under section 5(2A) of the Firearms Act 1968 (manufacture, sale or transfer of firearm or ammunition, or possession etc for sale or transfer)<sup>F3</sup>—  
(a) committed in respect of a relevant firearm or relevant ammunition, or

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- (b) committed on or after [<sup>F4</sup>6th April 2022] in respect of a firearm specified in section 5(1)(ag) or (ba) of the Firearms Act 1968.]

**Textual Amendments**

- F3** Sch. 20 para. 3(a)(b) substituted for words (6.4.2022) by Sentencing Act 2020 (c. 17), s. 417(1), **Sch. 22 para. 81(3)** (with Sch. 22 para. 81(6)(7), Sch. 27); S.I. 2022/415, reg. 2
- F4** Words in Sch. 20 para. 3(b) substituted (6.4.2022) by The Sentencing Act 2020 (Commencement No. 1) (England and Wales) Regulations 2022 (S.I. 2022/415), regs. 1(3), **3(1)(b)**

**Commencement Information**

- I3** Sch. 20 para. 3 in force at 1.12.2020 by S.I. 2020/1236, **reg. 2**

- 4 (1) An offence under any of the provisions of the Firearms Act 1968 listed in subparagraph (2)<sup>F5</sup>—
- (a) committed on or after 6 April 2007 in respect of a relevant firearm or relevant ammunition, or
- (b) committed on or after [<sup>F6</sup>6th April 2022] in respect of a firearm specified in section 5(1)(ag) or (ba) of the Firearms Act 1968.]
- (2) Those provisions are—
- section 16 (possession of firearm or ammunition with intent to injure);
- section 16A (possession of firearm with intent to cause fear or violence);
- section 17 (use of firearm to resist arrest);
- section 18 (carrying firearm with criminal intent);
- section 19 (carrying a firearm in a public place);
- section 20(1) (trespassing in a building with firearm).

**Textual Amendments**

- F5** Sch. 20 para. 4(1)(a)(b) substituted for words (6.4.2022) by Sentencing Act 2020 (c. 17), s. 417(1), **Sch. 22 para. 81(4)** (with Sch. 22 para. 81(6)(7), Sch. 27); S.I. 2022/415, reg. 2
- F6** Words in Sch. 20 para. 4(1)(b) substituted (6.4.2022) by The Sentencing Act 2020 (Commencement No. 1) (England and Wales) Regulations 2022 (S.I. 2022/415), regs. 1(3), **3(1)(c)**

**Commencement Information**

- I4** Sch. 20 para. 4 in force at 1.12.2020 by S.I. 2020/1236, **reg. 2**

- 5 An offence under section 28 of the Violent Crime Reduction Act 2006 (using someone to mind a weapon), where<sup>F7</sup>—
- (a) the dangerous weapon in respect of which the offence was committed was a relevant firearm, or
- (b) the offence was committed on or after [<sup>F8</sup>6th April 2022] in respect of a dangerous weapon which was a firearm specified in section 5(1)(ag) or (ba) of the Firearms Act 1968.]

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#### Textual Amendments

- F7** Sch. 20 para. 5(a)(b) substituted for words (6.4.2022) by Sentencing Act 2020 (c. 17), s. 417(1), **Sch. 22 para. 81(5)** (with Sch. 22 para. 81(8), Sch. 27); S.I. 2022/415, reg. 2
- F8** Words in Sch. 20 para. 5(b) substituted (6.4.2022) by The Sentencing Act 2020 (Commencement No. 1) (England and Wales) Regulations 2022 (S.I. 2022/415), regs. 1(3), **3(1)(d)**

#### Commencement Information

- I5** Sch. 20 para. 5 in force at 1.12.2020 by S.I. 2020/1236, reg. 2

## PART 2 **E+W**

### INTERPRETATION OF SCHEDULE

6 In this Schedule—

“relevant firearm” means a firearm specified in any of the following provisions of section 5 of the Firearms Act 1968 (weapons subject to general prohibition)—

- (a) subsection (1)(a), (ab), (aba), (ac), (ad), (ae) or (af);
- (b) subsection (1A)(a);

“relevant ammunition” means ammunition specified in subsection (1)(c) of that section.

For this purpose, “firearm” and “ammunition” have the same meanings as in the Firearms Act 1968.

#### Commencement Information

- I6** Sch. 20 para. 6 in force at 1.12.2020 by S.I. 2020/1236, reg. 2

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 34A and cross-heading inserted by [2020 c. 17 Sch. 22 para. 1](#)
- s. 80(3)(f) inserted by [2021 c. 17 s. 54\(2\)](#)
- s. 179(4A) inserted by [2020 c. 17 Sch. 22 para. 11\(1\)](#)
- s. 179A inserted by [2020 c. 17 Sch. 22 para. 12\(2\)](#)
- s. 179A(1)(b)(i)(ii) substituted for words by [2020 c. 17 Sch. 22 para. 16\(2\)](#)
- s. 180(5) inserted by [2020 c. 17 Sch. 22 para. 11\(2\)](#)
- s. 186(8A) inserted by [2020 c. 17 Sch. 22 para. 11\(3\)](#)
- s. 202(1A)(1B) inserted by [2020 c. 17 Sch. 22 para. 13\(b\)](#)
- s. 202(1A)(b)(i)(ii) substituted for words by [2020 c. 17 Sch. 22 para. 17\(2\)](#)
- s. 204A inserted by [2020 c. 17 Sch. 22 para. 14\(2\)](#)
- s. 204A(3)(c)(i)(ii) substituted for words by [2020 c. 17 Sch. 22 para. 18\(2\)](#)
- s. 215(1A)(1B) inserted by [2022 c. 32 s. 149\(2\)\(a\)](#)
- s. 215(2A) inserted by [2022 c. 32 s. 149\(2\)\(c\)](#)
- s. 226(2)(ba) and word substituted for s. 226(2)(c)(d) by [2020 c. 17 Sch. 22 para. 43](#)
- s. 230(3A) and words inserted by [2020 c. 17 Sch. 22 para. 2](#)
- s. 234(1)(aa) inserted by [2020 c. 17 Sch. 22 para. 27\(1\)\(b\)](#)
- s. 234(1)(aa) omitted by [2020 c. 17 Sch. 22 para. 28\(1\)](#)
- s. 235(3A) inserted by [2020 c. 17 Sch. 22 para. 27\(2\)](#)
- s. 236(2A) inserted by [2020 c. 17 Sch. 22 para. 29\(3\)](#)
- s. 236(2A)(b) word substituted by [2020 c. 17 Sch. 22 para. 47\(b\)](#)
- s. 301(1A)(1B) inserted by [2022 c. 32 s. 149\(3\)\(a\)](#)
- s. 301(2A) inserted by [2022 c. 32 s. 149\(3\)\(c\)](#)
- s. 323(2A)–(2C) inserted by [2020 c. 17 Sch. 22 para. 85\(3\)](#)
- s. 343(4) inserted by [2022 c. 32 s. 178\(2\)](#)
- s. 348A348B inserted by [2022 c. 32 s. 178\(4\)](#)
- s. 350(6C)(6D) inserted by [2022 c. 32 s. 178\(5\)](#)
- s. 387A inserted by [2021 c. 17 s. 54\(3\)](#)
- s. 397A inserted by [2020 c. 17 Sch. 22 para. 15](#)
- s. 397A(4)(a)(ia) inserted by [2020 c. 17 Sch. 22 para. 19\(2\)\(b\)](#)
- s. 397A(4)(a)(i) words omitted by [2020 c. 17 Sch. 22 para. 19\(2\)\(a\)](#)
- s. 397A(5) words inserted by [2020 c. 17 Sch. 22 para. 19\(3\)](#)
- s. 397A(6)(7) inserted by [2020 c. 17 Sch. 22 para. 19\(4\)](#)
- s. 418(2A) inserted by [2021 c. 11 Sch. 13 para. 43\(5\)](#)
- Sch. 1 para. 13A inserted by [2020 c. 17 Sch. 22 para. 4\(a\)](#)
- Sch. 10 para. 10(5)(d) inserted by [2020 c. 17 Sch. 22 para. 21\(2\)\(a\)](#)
- Sch. 10 para. 10(9A) inserted by [2020 c. 17 Sch. 22 para. 21\(2\)\(c\)](#)
- Sch. 10 para. 11(2)(d) inserted by [2020 c. 17 Sch. 22 para. 21\(3\)\(a\)](#)
- Sch. 10 para. 11(6A) inserted by [2020 c. 17 Sch. 22 para. 21\(3\)\(c\)](#)
- Sch. 10 para. 10(9A) omitted by [2020 c. 17 Sch. 22 para. 74\(1\)\(b\)](#)
- Sch. 10 para. 11(6A) omitted by [2020 c. 17 Sch. 22 para. 75\(1\)\(b\)](#)
- Sch. 10 para. 10(5)(d) words substituted by [2020 c. 17 Sch. 22 para. 25\(a\)](#)
- Sch. 10 para. 10(5)(d) words substituted by [2020 c. 17 Sch. 22 para. 74\(1\)\(a\)](#)
- Sch. 10 para. 11(2)(d) words substituted by [2020 c. 17 Sch. 22 para. 26\(a\)](#)
- Sch. 10 para. 11(2)(d) words substituted by [2020 c. 17 Sch. 22 para. 75\(1\)\(a\)](#)
- Sch. 17A para. 24A inserted by [2020 c. 17, Sch. 22 para. 79A \(as inserted\) by 2021 c. 11 Sch. 13 para. 11\(20\)\(m\)](#)
- Sch. 18 para. 26A and cross-heading inserted by [2020 c. 17 Sch. 22 para. 80](#)
- Sch. 19 para. 22A and cross-heading inserted by [2020 c. 17 Sch. 22 para. 84](#)

- Sch. 26 para. 13A inserted by 2021 c. 11 Sch. 13 para. 43(7)(a)
- Sch. 26 para. 15(a)(iii) inserted by 2021 c. 11 Sch. 13 para. 43(7)(c)
- Sch. 26 para. 19(a)(ia) inserted by 2021 c. 11 Sch. 13 para. 43(7)(e)(i)
- Sch. 26 para. 20(c) inserted by 2021 c. 11 Sch. 13 para. 43(7)(f)
- Sch. 26 para. 20A inserted by 2021 c. 11 Sch. 13 para. 43(7)(g)
- Sch. 26 para. 24A inserted by 2021 c. 11 Sch. 13 para. 43(7)(i)
- Sch. 26 para. 20A(za) inserted by 2022 c. 32 s. 129(3)(d)
- Sch. 27 para. 16(2)(a)(b) substituted for words by 2021 c. 11 Sch. 13 para. 43(8)