

SCHEDULE 2

Article 2

Application of Articles 13 and 14 to particular Territories

Application of article 13

1.—(1) Article 13 applies as follows to—

- (a) the Sovereign Base Areas of Akrotiri and Dhekelia in the Island of Cyprus, and
- (b) St Helena, Ascension and Tristan da Cunha.

(2) A person guilty of an offence under article 4 or 12 is liable on conviction to imprisonment for a term not exceeding seven years or to a fine or to both.

(3) A person guilty of an offence under article 6 or 7(10), or paragraph 3(b), (c) or (d) of Schedule 3 is liable on conviction to imprisonment for a term not exceeding two years or to a fine or to both.

(4) A person guilty of an offence under paragraph 3(a) or 5 of Schedule 3 is liable on conviction to imprisonment for a term not exceeding three months or to a fine not exceeding £5,000 or its equivalent or to both.

(5) If an offence under this Order committed by a body corporate is shown—

- (a) to have been committed with the consent or connivance of an officer of the body corporate, or
- (b) to be attributable to any neglect on the part of an officer of the body corporate,

the officer as well as the body corporate is guilty of the offence and is liable to be proceeded against and punished accordingly.

2.—(1) Article 13 applies to the Falkland Islands and South Georgia and the South Sandwich Islands subject to the following modification.

(2) When the Magistrates' Court is sentencing a person following a summary conviction for an offence under this Order, any penalties which would be available to the Magistrates' Court under article 16 on indictment for the offence are available to the Court as if they were penalties so available on summary conviction.

Application of article 14

3.—(1) Article 14 applies as follows to the Sovereign Base Areas of Akrotiri and Dhekelia in the Island of Cyprus.

(2) Proceedings for an offence under this Order must not be instituted in the Territory except with the consent of the Attorney General and Legal Adviser.

(3) Nothing in sub-paragraph (2) prevents—

- (a) the arrest, or the issue or execution of a warrant for the arrest, of any person in respect of an offence, or
- (b) the remand in custody or on bail of any person charged with an offence.