



# Criminal Justice Act 1988

## 1988 CHAPTER 33

### PART V

#### JURISDICTION, IMPRISONMENT, FINES, ETC.

##### *Imprisonment*

#### 44 Firearms offences.

- (1) Part 1 of Schedule 6 to the <sup>M1</sup>Firearms Act 1968 (prosecution and punishment of offences) shall be amended as follows.
- (2) For the third and fourth columns of the entries relating to an offence under section 2(1) (possessing, etc. shotgun without shotgun certificate) there shall be substituted—

---

“(a) Summary.	6 months or the statutory maximum or both.
(b) On indictment.	3 years or a fine; or both.”

---

- (3) “Life imprisonment” shall be substituted for “14 years” in the fourth column of the entries relating to offences under—
  - (a) section 17(2) (possessing firearm or imitation firearm at time of committing or being arrested for certain offences); and
  - (b) section 18(1) (carrying firearm or imitation firearm with criminal intent).
- (4) Nothing in this section shall affect the punishment for an offence committed before this section comes into force.

#### Marginal Citations

M1 1968 c. 27.

*Changes to legislation: Criminal Justice Act 1988, Cross Heading: Imprisonment is up to date with all changes known to be in force on or before 13 April 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*

**45 Increase in maximum term of imprisonment for cruelty to children and young persons.**

- (1) In section 1(1)(a) of the <sup>M2</sup>Children and Young Persons Act 1933 (under which the maximum term of imprisonment for cruelty to persons under 16 is two years) and in section 12(1)(a) of the <sup>M3</sup>Children and Young Persons (Scotland) Act 1937 (which makes corresponding provision for Scotland), for “two” there shall be substituted “ten”.
- (2) Nothing in subsection (1) above shall affect the punishment for an offence committed before this section comes into force.

.....

**Marginal Citations**

**M2** 1933 c. 12.  
**M3** 1937 c. 37.

**46 Maximum term of imprisonment on summary conviction under Prevention of Crime Act 1953 and maximum fine under Restriction of Offensive Weapons Act 1959.**

- (1) In section 1(1)(a) of the <sup>M4</sup>Prevention of Crime Act 1953 “six months” shall be substituted for “three months”.
- (2) The maximum fine that may be imposed for an offence under section 1 of the <sup>M5</sup>Restriction of Offensive Weapons Act 1959 shall be a fine not exceeding level 5 on the standard scale.
- (3) This section shall not have effect in relation to anything done before it comes into force.

.....

**Marginal Citations**

**M4** 1953 c. 14.  
**M5** 1959 c. 37.

<sup>F1</sup>**47 Corruption.**

.....

.....

**Textual Amendments**

**F1** S. 47 repealed (1.7.2011) by Bribery Act 2010 (c. 23), s. 19(1), **Sch. 2** (with ss. 16, 19(5)); S.I. 2011/1418, art. 2

<sup>F2</sup>**48** .....

**Changes to legislation:** Criminal Justice Act 1988, Cross Heading: Imprisonment is up to date with all changes known to be in force on or before 13 April 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

**Textual Amendments**

**F2** S. 48 repealed (15.2.1994) by 1993 c. 36, ss. 78(3), 79(14), **Sch. 6 Pt.I**; S.I. 1994/71, **art. 2**, Sch., Appendix

**49 Repeal of s.134 of Magistrates’ Courts Act 1980.**

**F3** .....

**Textual Amendments**

**F3** S. 49 repealed (21.7.2008) by Statute Law (Repeals) Act 2008 (c. 12), s. 1(1), **Sch. 1 Pt. 3**

**50 Suspended and partly suspended sentences on certain civilians in courts-martial and Standing Civilian Courts.**

**F4** .....

**Textual Amendments**

**F4** S. 50 repealed (28.3.2009 for certain purposes and otherwise prosp.) by **Armed Forces Act 2006** (c. 52), s. 378, 383, **Sch. 16 para. 112, Sch. 17**; S.I. 2009/812, **art. 3** (with transitional provisions in S.I. 2009/1059)

**Changes to legislation:**

Criminal Justice Act 1988, Cross Heading: Imprisonment is up to date with all changes known to be in force on or before 13 April 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.

[View outstanding changes](#)

**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. 36(2)(b)(v) and word inserted by [2019 c. 17 s. 13\(3\)\(b\)](#)
- s. 36(3A)(3B) substituted for s. 36(3A) by [2008 c. 4 s. 46\(2\)](#)
- s. 41(4A) inserted by [2004 c. 28 Sch. 10 para. 28](#)
- s. 139AZA(1)(a)(iii) and word inserted by [2019 c. 17 s. 13\(4\)\(b\)](#)