



# Serious Crime Act 2015

## 2015 CHAPTER 9

### PART 3

#### ORGANISED, SERIOUS AND GANG-RELATED CRIME

##### *Serious crime prevention orders*

#### **47 Serious crime prevention orders: meaning of “serious offence”**

- (1) Part 1 of Schedule 1 to the Serious Crime Act 2007 (serious offences in England and Wales) is amended as set out in subsections (2) to (4).
- (2) In paragraph 1 (drug trafficking), after paragraph (b) of sub-paragraph (1) insert—  
“(ba) section 6 (restriction of cultivation of cannabis plant);”.
- (3) For paragraph 3 substitute—

#### **3 “Firearms offences**

- (1) An offence under any of the following provisions of the Firearms Act 1968—
  - (a) section 1(1) (possession etc of firearms or ammunition without certificate);
  - (b) section 2(1) (possession etc of shot gun without certificate);
  - (c) section 3(1) (dealing etc in firearms or ammunition by way of trade or business without being registered);
  - (d) section 5(1), (1A) or (2A) (possession, manufacture etc of prohibited weapons).
- (2) An offence under either of the following provisions of the Customs and Excise Management Act 1979 if it is committed in connection with a firearm or ammunition—
  - (a) section 68(2) (exportation of prohibited or restricted goods);
  - (b) section 170 (fraudulent evasion of duty etc).

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*Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2015, Section 47. (See end of Document for details)*

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(3) In sub-paragraph (2) “firearm” and “ammunition” have the same meanings as in section 57 of the Firearms Act 1968.”

(4) After paragraph 11 insert—

**11A “Computer misuse**

An offence under any of the following provisions of the Computer Misuse Act 1990—

- (a) section 1 (unauthorised access to computer material);
- (b) section 2 (unauthorised access with intent to commit or facilitate commission of further offences);
- (c) section 3 (unauthorised acts with intent to impair, or with recklessness as to impairing, operation of computer etc);
- (d) section 3ZA (unauthorised acts causing, or creating risk of, serious damage to human welfare etc);
- (e) section 3A (making, supplying or obtaining articles for use in offence under section 1, 3 or 3ZA).”

(5) Part 2 of that Schedule (serious offences in Northern Ireland) is amended as set out in subsections (6) to (8).

(6) In paragraph 17 (drug trafficking), after paragraph (b) of sub-paragraph (1) insert—  
“(ba) section 6 (restriction of cultivation of cannabis plant);”.

(7) In paragraph 19 (arms trafficking), for sub-paragraph (2) substitute—

“(2) An offence under any of the following provisions of the Firearms (Northern Ireland) Order 2004 (S.I. 2004/702 (N.I. 3))—

- (a) Article 3 (possession etc of firearms or ammunition without certificate);
- (b) Article 24 (dealing etc in firearms or ammunition by way of trade or business without being registered);
- (c) Article 45 (possession, manufacture etc of prohibited weapons).”

(8) After paragraph 27 insert—

**27A “Computer misuse**

An offence under any of the following provisions of the Computer Misuse Act 1990—

- (a) section 1 (unauthorised access to computer material);
- (b) section 2 (unauthorised access with intent to commit or facilitate commission of further offences);
- (c) section 3 (unauthorised acts with intent to impair, or with recklessness as to impairing, operation of computer etc);
- (d) section 3ZA (unauthorised acts causing, or creating risk of, serious damage to human welfare etc);
- (e) section 3A (making, supplying or obtaining articles for use in offence under section 1, 3 or 3ZA).”

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**Changes to legislation:** There are currently no known outstanding effects for the Serious Crime Act 2015, Section 47. (See end of Document for details)

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**Commencement Information**

**II** S. 47 in force at 3.5.2015 by S.I. 2015/820, reg. 2(f)

**Changes to legislation:**

There are currently no known outstanding effects for the Serious Crime Act 2015, Section 47.