



Offensive Weapons Act 2019

2019 CHAPTER 17

PART 1

CORROSIVE PRODUCTS AND SUBSTANCES

Consequential amendments relating to corrosive products and substances

13 Consequential amendments relating to corrosive products and substances

^{F1}(1)

(2) In section 37(1A) of the Mental Health Act 1983 (powers of courts to order hospital admission or guardianship: effect of provisions requiring imposition of appropriate custodial sentence)—

- (a) omit the “or” at the end of paragraph (c), and
- (b) at the end of paragraph (d) insert “or
- (e) under section 8(2) of the Offensive Weapons Act 2019 (minimum sentences in certain cases of possession of a corrosive substance),”.

(3) In section 36(2)(b) of the Criminal Justice Act 1988 (review of sentencing in case of failure to impose appropriate custodial sentence)—

- (a) omit the “or” at the end of sub-paragraph (iii), and
- (b) at the end of sub-paragraph (iv) insert “; or
- (v) section 8(2) of the Offensive Weapons Act 2019.”

^{F2}(4)

(5) In Schedule 9 to the Criminal Procedure (Scotland) Act 1995 (certificates as to proof of certain routine matters) at the end insert—

Changes to legislation: There are currently no known outstanding effects for the Offensive Weapons Act 2019, Cross
Heading: Consequential amendments relating to corrosive products and substances. (See end of Document for details)

<p>Sections 1(1), 3(2) and 4(4) (offences relating to sale and delivery of corrosive products)</p>	<p>A person authorised to do so by the Scottish Ministers</p>	<p>In relation to any particular product which is identified in the certificate— (a) the name and Chemical Abstracts Registry number of that product, or (b) the name and Chemical Abstracts Registry number of a substance contained in that product and the concentration of that substance in that product.</p>
--	---	--

<p>Section 6(1) (offence of having corrosive substance in a public place)</p>	<p>A person authorised to do so by the Scottish Ministers</p>	<p>That the particular substance identified in the certificate is a corrosive substance within the meaning of section 6(9) of the Offensive Weapons Act 2019.”</p>
---	---	--

F³(6)

F³(7)

Textual Amendments

F1 S. 13(1) repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

F2 S. 13(4) repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

F3 S. 13(6)(7) repealed (1.12.2020) by Sentencing Act 2020 (c. 17), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), Sch. 27); S.I. 2020/1236, reg. 2

Commencement Information

I1 S. 13(5) in force at 1.1.2021 by S.S.I. 2020/410, **reg. 2(d)**

Changes to legislation:

There are currently no known outstanding effects for the Offensive Weapons Act 2019, Cross
Heading: Consequential amendments relating to corrosive products and substances.