



International Criminal Court Act 2001

2001 CHAPTER 17

PART 5

OFFENCES UNDER DOMESTIC LAW

Consequential provisions

70 Offences under section 1 of the Geneva Conventions Act 1957

- (1) In section 1 of the Geneva Conventions Act 1957 (c. 52) (punishment of grave breaches of the conventions)—
 - (a) in subsection (1), omit the words from “and on conviction on indictment” to the end; and
 - (b) omit subsections (3) to (5).
- (2) After that section insert—

“1A Trial and punishment of offences under s.1

- (1) The following provisions apply in relation to offences under section 1 of this Act.
- (2) The offence is triable only on indictment.
- (3) Proceedings for an offence shall not be instituted—
 - (a) in England and Wales, except by or with the consent of the Attorney General;
 - (b) in Northern Ireland, except by or with the consent of the Attorney General for Northern Ireland.
- (4) If the offence is not committed in the United Kingdom—
 - (a) proceedings may be taken, and
 - (b) the offence may for incidental purposes be treated as having been committed,

Changes to legislation: There are currently no known outstanding effects for the International Criminal Court Act 2001, Cross Heading: Consequential provisions. (See end of Document for details)

in any place in the United Kingdom.

(5) A person convicted of an offence involving murder shall be dealt with as for an offence of murder.

In this subsection “murder” means the killing of a person in such circumstances as would constitute murder if committed in the part of the United Kingdom in which the proceedings are brought.

(6) In any other case a person convicted of an offence is liable to imprisonment for a term not exceeding 30 years.”.

(3) The above amendments do not apply in relation to offences committed before the commencement of this section.

Modifications etc. (not altering text)

- C1** S. 70 extended (with modifications) (IoM) (1.4.2004) by [S.I. 2004/714](#), **art. 2(d)**, **Sch.**
- C2** S. 70 extended (Guernsey) (with modifications) (15.1.2011) by [The Geneva Conventions Act \(Guernsey\) Order 2010 \(S.I. 2010/2965\)](#), arts. 1, 3, **Sch. 1**
- C3** S. 70 extended (Jersey) (with modifications) (8.10.2014 coming into force in accordance with art. 1) by [The International Criminal Court Act 2001 \(Jersey\) Order 2014 \(S.I. 2014/2706\)](#), arts. 1, 2(c), **Sch.**

71
F1

Textual Amendments

- F1** S. 71 repealed (1.1.2004) by [Extradition Act 2003 \(c. 41\)](#), ss. 219, 220, **Sch. 3** para. 12, **Sch. 4**; [S.I. 2003/3103](#), **art. 2** (subject to savings in Order (as amended by [S.I. 2003/3312](#), art. 2(2) and [S.I. 2003/3258](#), art. 2(2)))

72
F2

Textual Amendments

- F2** S. 72 repealed (1.1.2004) by [Extradition Act 2003 \(c. 41\)](#), s. 220, **Sch. 4**; [S.I. 2003/3103](#), **art. 2** (subject to savings in Order (as amended by [S.I. 2003/3312](#), art. 2(2)) and [S.I. 2003/3258](#), art. 2(2)))

73
F3

Textual Amendments

- F3** S. 73 repealed (1.1.2004) by [Extradition Act 2003 \(c. 41\)](#), s. 220, **Sch. 4**; [S.I. 2003/3103](#), **art. 2** (subject to savings in Order (as amended by [S.I. 2003/3312](#), art. 2(2)) and [S.I. 2003/3258](#), art. 2(2)))

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F474 Consequential amendments of armed forces legislation

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Textual Amendments

- F4** [S. 74](#) repealed (28.3.2009 for specified purposes, 31.10.2009 in so far as not already in force) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#)); [S.I. 2009/1167](#), art. 4

Changes to legislation:

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