



International Criminal Court Act 2001

2001 CHAPTER 17

PART 5

OFFENCES UNDER DOMESTIC LAW

England and Wales

54 Offences in relation to the ICC

- (1) A person intentionally committing any of the acts mentioned in article 70.1 (offences against the administration of justice in relation to the ICC) may be dealt with as for the corresponding domestic offence committed in relation to a superior court in England and Wales.
- (2) In interpreting and applying the provisions of article 70.1 the court shall take into account any relevant judgment or decision of the ICC.

Account may also be taken of any other relevant international jurisprudence.

- (3) The corresponding domestic offences are—
 - (a) in relation to article 70.1(a) (giving false testimony when under an obligation to tell the truth), an offence against section 1(1) of the Perjury Act 1911 (c. 6);
 - (b) in relation to article 70.1(c) (interference with witness or evidence), an offence against section 51 of the Criminal Justice and Public Order Act 1994 (c. 33) [^{F1}, an offence under the Bribery Act 2010 or (as the case may be) an offence] at common law;
 - (c) in relation to article 70.1(b) or (d) to (f) (other offences), an offence at common law [^{F2}or (as the case may be) under the Bribery Act 2010].
- (4) This section and, so far as may be necessary for the purposes of this section, the enactments and rules of law relating to the corresponding domestic offences apply to acts committed—
 - (a) in England or Wales, or

*Changes to legislation: There are currently no known outstanding effects for the
International Criminal Court Act 2001, Section 54. (See end of Document for details)*

- (b) outside the United Kingdom by a United Kingdom national, a United Kingdom resident or a person subject to UK service jurisdiction.
- (5) Proceedings for an offence under this section, or for an offence ancillary to such an offence, shall not be instituted except by or with the consent of the Attorney General.
- (6) If an offence under this section, or an offence ancillary to such an offence, is not committed in England or Wales—
 - (a) proceedings may be taken, and
 - (b) the offence may for incidental purposes be treated as having been committed, in any place in England or Wales.
- (7) The relevant provisions of article 70.1 are set out in Schedule 9 to this Act.

Textual Amendments

- F1** Words in s. 54(3)(b) substituted (1.7.2011) by Bribery Act 2010 (c. 23), s. 19(1), **Sch. 1 para. 4(a)** (with ss. 16, 19(5)); S.I. 2011/1418, art. 2
- F2** Words in s. 54(3)(c) inserted (1.7.2011) by Bribery Act 2010 (c. 23), s. 19(1), **Sch. 1 para. 4(b)** (with ss. 16, 19(5)); S.I. 2011/1418, art. 2

Modifications etc. (not altering text)

- C1** S. 54(4) modified (24.4.2009 for specified purposes, 31.10.2009 in so far as not already in force) by **The Armed Forces Act 2006 (Transitional Provisions etc) Order 2009 (S.I. 2009/1059), art. 1(3), Sch. 1 para. 48(2)**

Changes to legislation:

There are currently no known outstanding effects for the International Criminal Court Act 2001, Section 54.