



# 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,

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*Changes to legislation: There are currently no known outstanding effects for the International Criminal Court Act 2001, Section 70. (See end of Document for details)*

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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.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the International Criminal Court Act 2001, Section 70.