Changes to legislation: There are currently no known outstanding effects for the Anti-terrorism, Crime and Security Act 2001, Part 5. (See end of Document for details)

### Anti-terrorism, Crime and Security Act 2001

2001 CHAPTER 24

### PART 5

RACE AND RELIGION

F1 37 Meaning of racial hatred

<table>
<thead>
<tr>
<th>Textual Amendments</th>
</tr>
</thead>
<tbody>
<tr>
<td>F1 S. 37 repealed (21.7.2008) by Statute Law (Repeals) Act 2008 (c. 12), Sch. 1 Pt. 3</td>
</tr>
</tbody>
</table>

F2 38 Meaning of fear and hatred

<table>
<thead>
<tr>
<th>Textual Amendments</th>
</tr>
</thead>
<tbody>
<tr>
<td>F2 S. 38 repealed (21.7.2008) by Statute Law (Repeals) Act 2008 (c. 12), Sch. 1 Pt. 3</td>
</tr>
</tbody>
</table>

39 Religiously aggravated offences

(1) Part 2 of the Crime and Disorder Act 1998 (c. 37) is amended as set out in subsections (2) to (6).

(2) In the cross-heading preceding section 28 for “Racially-aggravated” substitute “Racially or religiously aggravated”.

(3) In section 28 (meaning of racially aggravated)—
(a) in the sidenote and subsection (1) for “racially aggravated” substitute “racially or religiously aggravated”;
(b) in subsections (1) and (2) for “racial group” substitute “racial or religious group”;
(c) in subsection (3) for the words from “on” to the end of the subsection substitute “on any other factor not mentioned in that paragraph.”

(4) In section 28 after subsection (4) insert—

“(5) In this section “religious group” means a group of persons defined by reference to religious belief or lack of religious belief.”

(5) In each of the provisions listed in subsection (6)—

(a) in the sidenote for “Racially-aggravated” substitute “Racially or religiously aggravated”;
(b) in subsection (1) for “racially aggravated” substitute “racially or religiously aggravated”.

(6) The provisions are—

(a) section 29 (assaults);
(b) section 30 (criminal damage);
(c) section 31 (public order offences);
(d) section 32 (harassment etc.).

(7) F3 . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

(8) F4 . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

Textual Amendments
F3 S. 39(7) repealed (4.4.2005) by Criminal Justice Act 2003 (c. 44), ss. 332, 336, Sch. 37 Pt. 7; S.I. 2005/950, art. 2(1), Sch. 1 paras. 27, 44(4)(u) (subject to art. 2(2), Sch. 2 (as amended by S.I. 2005/2122, art. 2))
F4 S. 39(8) repealed (1.1.2006) by Serious Organised Crime and Police Act 2005 (c. 15), ss. 174, 178, Sch. 17 Pt. 2; S.I. 2005/3495, art. 2(u)(xlvii)

40 Racial hatred offences: penalties

In section 27(3) of the Public Order Act 1986 (c. 64) (penalties for racial hatred offences) for “two years” substitute “seven years”.

41 Hatred and fear offences: penalties

In Article 16(1) of the Public Order (Northern Ireland) Order 1987 (S.I. 1987/463 (N.I. 7)) (penalties for offences involving stirring up hatred or arousing fear) for “2 years” substitute “7 years”.

42 Saving

This Part does not apply to anything done before it comes into force.
Changes to legislation:
There are currently no known outstanding effects for the Anti-terrorism, Crime and Security Act 2001, Part 5.