

Changes to legislation: Coroners and Justice Act 2009, Cross Heading: Suicide is up to date with all changes known to be in force on or before 09 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 22

TRANSITIONAL, TRANSITORY AND SAVING PROVISIONS

PART 2

CRIMINAL OFFENCES

Suicide

- 8 The reference to “aiding, abetting, counselling or procuring suicide” in the following enactments is to be read as including a reference to “an offence under section 2(1) of the Suicide Act 1961 (encouraging or assisting suicide) in connection with the death of a person”—
- (a) section 70(4) of the Army Act 1955 (3 & 4 Eliz. 2 c. 18);
 - (b) section 70(4) of the Air Force Act 1955 (3 & 4 Eliz. 2 c. 19);
 - (c) section 48(2) of the Naval Discipline Act 1957 (c. 53).

Commencement Information

- II** Sch. 22 para. 8 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 26(b)

- 9 Until such time as the following provisions of the Coroners Act 1988 (c. 13) are repealed by this Act, they have effect with the following amendments—
- (a) in section 16(1)(a)(iii) for “consisting of aiding, abetting, counselling or procuring the suicide of the deceased” substitute “(encouraging or assisting suicide) in connection with the death of the deceased”,
 - (b) in section 17(1)(c) for “consisting of aiding, abetting, counselling or procuring the suicide of another” substitute “(encouraging or assisting suicide) in connection with a death”, and
 - (c) in section 17(2)(c) for “consisting of aiding, abetting, counselling or procuring the suicide of another” substitute “(encouraging or assisting suicide) in connection with a death”.

Commencement Information

- I2** Sch. 22 para. 9 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 26(b)

- 10 (1) In this paragraph—
“old offence” means an offence under section 2(1) of the Suicide Act 1961 as that section had effect before the section 59 commencement date, or an attempt to commit such an offence;

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“new offence” means an offence under section 2(1) of that Act as that Act is amended by section 59 of this Act.

- (2) Sub-paragraph (3) applies where—
- (a) a person (“the defendant”) is charged in respect of the same conduct with both an old offence and a new offence,
 - (b) the only thing preventing the defendant from being found guilty of the new offence is the fact that it has not been proved beyond reasonable doubt that the offence was committed wholly after the section 59 commencement date, and
 - (c) the only thing preventing the defendant from being found guilty of the old offence is the fact that it has not been proved beyond reasonable doubt that the offence was committed wholly or partly before the section 59 commencement date.
- (3) For the purpose of determining the guilt of the defendant it is to be conclusively presumed that the offence was committed wholly or partly before the section 59 commencement date.
- (4) For this purpose “the section 59 commencement date” means the day appointed under section 182 for the coming into force of section 59.

Commencement Information

I3 Sch. 22 para. 10 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), Sch. para. 26(b)

- 11 (1) In this paragraph—
- “old offence” means an offence under section 13(1) of the Criminal Justice Act (Northern Ireland) 1966 (c. 20) as that section had effect before the section 60 commencement date, or an attempt to commit such an offence;
- “new offence” means an offence under section 13(1) of that Act as that Act is amended by section 60 of this Act.
- (2) Sub-paragraph (3) applies where—
- (a) a person (“the defendant”) is charged in respect of the same conduct with both an old offence and a new offence,
 - (b) the only thing preventing the defendant from being found guilty of the new offence is the fact that it has not been proved beyond reasonable doubt that the offence was committed wholly after the section 60 commencement date, and
 - (c) the only thing preventing the defendant from being found guilty of the old offence is the fact that it has not been proved beyond reasonable doubt that the offence was committed wholly or partly before the section 60 commencement date.
- (3) For the purpose of determining the guilt of the defendant it is to be conclusively presumed that the offence was committed wholly or partly before the section 60 commencement date.
- (4) For this purpose “the section 60 commencement date” means the day appointed under section 182 for the coming into force of section 60.

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Commencement Information

I4 Sch. 22 para. 11 in force at 1.2.2010 by S.I. 2010/145, art. 2(2), **Sch. para. 26(b)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11A and cross-heading inserted by [2023 c. 41 Sch. 11 para. 1\(1\)](#)
- Sch. 1A inserted by [2023 c. 41 Sch. 11 para. 1\(2\)](#)