



Offensive Weapons Act 2019

2019 CHAPTER 17

PART 1

CORROSIVE PRODUCTS AND SUBSTANCES

Consequential amendments relating to corrosive products and substances

13 Consequential amendments relating to corrosive products and substances

^{F1}(1)

(2) In section 37(1A) of the Mental Health Act 1983 (powers of courts to order hospital admission or guardianship: effect of provisions requiring imposition of appropriate custodial sentence)—

- (a) omit the “or” at the end of paragraph (c), and
- (b) at the end of paragraph (d) insert “or
- (e) under section 8(2) of the Offensive Weapons Act 2019 (minimum sentences in certain cases of possession of a corrosive substance),”.

(3) In section 36(2)(b) of the Criminal Justice Act 1988 (review of sentencing in case of failure to impose appropriate custodial sentence)—

- (a) omit the “or” at the end of sub-paragraph (iii), and
- (b) at the end of sub-paragraph (iv) insert “; or
- (v) section 8(2) of the Offensive Weapons Act 2019.”

^{F2}(4)

(5) In Schedule 9 to the Criminal Procedure (Scotland) Act 1995 (certificates as to proof of certain routine matters) at the end insert—

Changes to legislation: There are currently no known outstanding effects for the Offensive Weapons Act 2019, Section 13. (See end of Document for details)

<p>Sections 1(1), 3(2) and 4(4) (offences relating to sale and delivery of corrosive products)</p>	<p>A person authorised to do so by the Scottish Ministers</p>	<p>In relation to any particular product which is identified in the certificate—</p> <p>(a) the name and Chemical Abstracts Registry number of that product, or</p> <p>(b) the name and Chemical Abstracts Registry number of a substance contained in that product and the concentration of that substance in that product.</p>
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<p>Section 6(1) (offence of having corrosive substance in a public place)</p>	<p>A person authorised to do so by the Scottish Ministers</p>	<p>That the particular substance identified in the certificate is a corrosive substance within the meaning of section 6(9) of the Offensive Weapons Act 2019.”</p>
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F³(6)

F³(7)

Textual Amendments

F1 S. 13(1) repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); [S.I. 2020/1236](#), reg. 2

F2 S. 13(4) repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); [S.I. 2020/1236](#), reg. 2

F3 S. 13(6)(7) repealed (1.12.2020) by [Sentencing Act 2020 \(c. 17\)](#), s. 416(1), **Sch. 28** (with ss. 413(4)(5), 416(7), [Sch. 27](#)); [S.I. 2020/1236](#), reg. 2

Commencement Information

I1 S. 13(5) in force at 1.1.2021 by [S.S.I. 2020/410](#), **reg. 2(d)**

Changes to legislation:

There are currently no known outstanding effects for the Offensive Weapons Act 2019, Section 13.