

Changes to legislation: There are currently no known outstanding effects for the Geneva Conventions Act 1957, Article 6—. (See end of Document for details)

SCHEDULES

^{F1}SIXTH SCHEDULE

PROTOCOL II

Textual Amendments

F1 Fifth and Sixth Schedules inserted (20.7.1998) by 1995 c. 27, s. 6, **Sch.**; S.I. 1998/1505, **art. 2**

^{F1}PART II

HUMANE TREATMENT

Textual Amendments

F1 Fifth and Sixth Schedules inserted (20.7.1998) by 1995 c. 27, s. 6, **Sch.**; S.I. 1998/1505, **art. 2**

^{F1}ARTICLE 6—

PENAL PROSECUTIONS

Textual Amendments

F1 Fifth and Sixth Schedules inserted (20.7.1998) by 1995 c. 27, s. 6, **Sch.**; S.I. 1998/1505, **art. 2**

^{F2}₁ This Article applies to the prosecution and punishment of criminal offences related to the armed conflict.

Textual Amendments

F2 Fifth and Sixth Schedules inserted (20.7.1998) by 1995 c. 27, s. 6, **Sch.**; S.I. 1998/1505, **art. 2**

^{F3}₂ No sentence shall be passed and no penalty shall be executed on a person found guilty of an offence except pursuant to a conviction pronounced by a court offering the essential guarantees of independence and impartiality. In particular:

- (a) the procedure shall provide for an accused to be informed without delay of the particulars of the offence alleged against him and shall afford the accused before and during his trial all necessary rights and means of defence;
- (b) no one shall be convicted of an offence except on the basis of individual penal responsibility;

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- (c) no one shall be held guilty of any criminal offence on account of any act or omission which did not constitute a criminal offence, under the law, at the time when it was committed; nor shall a heavier penalty be imposed than that which was applicable at the time when the criminal offence was committed; if, after the commission of the offence, provision is made by law for the imposition of a lighter penalty, the offender shall benefit thereby;
- (d) anyone charged with an offence is presumed innocent until proved guilty according to law;
- (e) anyone charged with an offence shall have the right to be tried in his presence;
- (f) no one shall be compelled to testify against himself or to confess guilt.

Textual Amendments

F3 Fifth and Sixth Schedules inserted (20.7.1998) by [1995 c. 27, s. 6, Sch.](#); [S.I. 1998/1505, art. 2](#)

- ^{F43} A convicted person shall be advised on conviction of his judicial and other remedies and of the time-limits within which they may be exercised.

Textual Amendments

F4 Fifth and Sixth Schedules inserted (20.7.1998) by [1995 c. 27, s. 6, Sch.](#); [S.I. 1998/1505, art. 2](#)

- ^{F54} The death penalty shall not be pronounced on persons who were under the age of eighteen years at the time of the offence and shall not be carried out on pregnant women or mothers of young children.

Textual Amendments

F5 Fifth and Sixth Schedules inserted (20.7.1998) by [1995 c. 27, s. 6, Sch.](#); [S.I. 1998/1505, art. 2](#)

- ^{F65} At the end of hostilities, the authorities in power shall endeavour to grant the broadest possible amnesty to persons who have participated in the armed conflict, or those deprived of their liberty for reasons related to the armed conflict, whether they are interned or detained.

Textual Amendments

F6 Fifth and Sixth Schedules inserted (20.7.1998) by [1995 c. 27, s. 6, Sch.](#); [S.I. 1998/1505, art. 2](#)

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