



Explosive Substances Act 1883

1883 CHAPTER 3 46 and 47 Vict

9 Definitions, and application to Scotland.

(1) In this Act, unless the context otherwise requires—

The expression “explosive substance” shall be deemed to include any materials for making any explosive substance; also any apparatus, machine, implement, or materials used, or intended to be used, or adapted for causing, or aiding in causing, any explosion in or with any explosive substance; also any part of any such apparatus, machine, or implement.

The expression “Attorney General” means Her Majesty’s Attorney General for England or Ireland, as the case may be ^{F1}. . .

(2) In the application of this Act to Scotland the following modifications shall be made—

[^{F2}Section 7(1) shall be omitted.]

The expression “Attorney General” shall be deemed to mean the Lord Advocate, and in case of his inability or of a vacancy in the office, Her Majesty’s Solicitor General for Scotland.

The expression [^{F3}“magistrates’ court”] shall be deemed to mean the sheriff court.

The expression “felony” shall be deemed to mean a high crime and offence.

The expression “recognizance” shall be deemed to mean juratory caution.

The expression “justice” shall include [^{F4}sheriff principal and sheriff].

Textual Amendments

F1 Words in s. 9(1) repealed (30.9.1997) by 1997 c. 60, s. 3(2)(3), **Sch.**

F2 Paragraph inserted by Administration of Justice Act 1982 (c. 53, SIF 37), **s. 63(2)**

F3 Words in s. 9(2) substituted (1.4.2005) by Courts Act 2003 (c. 39), s. 110(1), **Sch. 8 para. 57**; S.I. 2005/910, art. 3(y)

F4 Words substituted by virtue of Sheriff Courts (Scotland) Act 1971 (c. 58), **s. 4**

Status: Point in time view as at 01/04/2005.

Changes to legislation: There are currently no known outstanding effects for the Explosive Substances Act 1883, Section 9. (See end of Document for details)

Modifications etc. (not altering text)

- C1** Reference to Attorney General for Ireland to be construed as reference to Attorney General for Northern Ireland: S.R. & O. 1921/1802 (Rev. XVI, p. 954: 1921, p. 1332), art. 2(2) and [Northern Ireland Constitution Act 1973 \(c. 36\), s. 10](#)

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