

[<sup>F1</sup>SCHEDULE]

**F1** Order revoked (S.) (29.9.2005) by [The Criminal Justice Act 1988 \(Offensive Weapons\) \(Scotland\) Order 2005 \(S.S.I. 2005/483\)](#), **art. 3**

[<sup>F1</sup>]<sup>F2</sup>**3.** It shall be a defence for a person charged—

- (a) with an offence under section 141(1) [<sup>F3</sup> or (1A)] of the Criminal Justice Act 1988; or
- (b) with an offence under section 50(2) or (3) of the Customs and Excise Management Act 1979,

in respect of any conduct of his relating to a weapon to which section 141 of the Criminal Justice Act 1988 applies by virtue of paragraph 1(r) to show that the weapon in question was made before 1954 or was made at any other time according to traditional methods of making swords by hand.]]

**F1** Sch. paras. 3-6 inserted (E.W.N.I.) (6.4.2008) by [The Criminal Justice Act 1988 \(Offensive Weapons\) \(Amendment\) Order 2008 \(S.I. 2008/973\)](#), arts. 1(1), **2(3)**

**F2** Sch. para. 3 substituted (1.8.2008) by [The Criminal Justice Act 1988 \(Offensive Weapons\) \(Amendment No. 2\) Order 2008 \(S.I. 2008/2039\)](#), arts. 1(1), **2(2)**

**F3** Words in Sch. para. 3(a) inserted (14.7.2021 for E.W.) by [Offensive Weapons Act 2019 \(c. 17\)](#), **s. 47(5)** (with s. 47(10)); [S.I. 2021/819](#), reg. 2(e)

**Changes to legislation:**

There are currently no known outstanding effects for the The Criminal Justice Act 1988 (Offensive Weapons) Order 1988, Paragraph 3.