

SCHEDULES

SCHEDULE 4

Article 59(2)

OFFENCES TO WHICH ARTICLE 59(2) APPLIES

[^{F1}**1.** Any offence under any of the following provisions of the Sexual Offences (Northern Ireland) Order 2008—

- Article 5 (rape);
- Article 6 (assault by penetration);
- Article 12 (rape of a child under 13);
- Article 13 (assault of a child under 13 by penetration).]

F1 Sch. 4 para. 1 substituted (2.2.2009) by [Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1(3), 81, [Sch. 1 para. 34\(2\)](#); S.R. 2008/510, [art. 2](#)

2. Offences under any of the following provisions of the Offences Against the Person Act 1861 (c. 100)—

sections 20 to 22	(inflicting bodily injury; garrotting; criminal use of stupefying drugs);
section 30	(laying of explosive near a building, etc.);
section 32	(endangering railway passengers by tampering with track);
section 47	(criminal assaults);
F2	F2
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F2 Sch. 4 para. 2: entry relating to ss. 53-55 of the Offences Against the Person Act 1861 repealed (2.2.2009) by [Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1(3), 81, 83, [Sch. 1 para. 34\(3\)](#), [Sch. 3](#); S.R. 2008/510, [art. 2](#)

3. Offences under section 7 of the Criminal Justice (Miscellaneous Provisions) Act (Northern Ireland) 1968 (c. 28) (assault with intent to resist lawful apprehension).

4. Offences under any of the following provisions of the Criminal Damage (Northern Ireland) Order 1977 (NI 4)—

Article 3	(destroying or damaging property);
Article 4	(threats to destroy or damage property).

5. Offences under Article 172 of the Road Traffic (Northern Ireland) Order 1981 (NI 1) (taking and driving away) so far as it relates to a motor vehicle.

Changes to legislation: The Firearms (Northern Ireland) Order 2004, SCHEDULE 4 is up to date with all changes known to be in force on or before 08 October 2023. 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](#)

6. Offences under the Child Abduction (Northern Ireland) Order 1985 (NI 17) (abduction of children).
7. Offences under section 123(1) of the Criminal Justice and Public Order Act 1994 (c. 33) (assault on prisoner custody officer).
8. Offences under section 66 of the Police (Northern Ireland) Act 1998 (c. 32) (assault on, and obstruction of, constables, etc.).
9. Offences under paragraph 4 of Schedule 11 to the Immigration and Asylum Act 1999 (c. 33) (assault on detainee custody officer).
10. Attempting to commit any offence specified in paragraphs 1 to 9.
11. Aiding, abetting, counselling or procuring the commission of any offence so specified.

Changes to legislation:

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

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

- art. 6(3A) inserted by [2019 c. 17 s. 62\(2\)](#)
- art. 6A inserted by [2019 c. 17 s. 62\(3\)](#)
- art. 11(1A) inserted by [2019 c. 17 s. 62\(4\)](#)