

Changes to legislation: Police Act 1997, Cross Heading: Common law offences is up to date with all changes known to be in force on or before 10 April 2024. 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

SCHEDULES

[^{F1}SCHEDULE 8B

OFFENCES WHICH ARE TO BE DISCLOSED SUBJECT TO RULES

Textual Amendments

F1 Schs. 8A, 8B inserted (S.) (8.2.2016) by [The Police Act 1997 and the Protection of Vulnerable Groups \(Scotland\) Act 2007 Remedial \(No. 2\) Order 2015 \(S.S.I. 2015/423\)](#), arts. 1(2), **3(8)** (with arts. 5-10, 12)

Common law offences

^{F2}1.

Textual Amendments

F2 Sch. 8B para. 1 repealed (19.12.2022) by [The Police Act 1997 \(Offences in Schedules 8A and 8B\) Amendment \(Scotland\) Regulations 2022 \(S.S.I. 2022/379\)](#), regs. 1, **3(2)**

- 2. Assault excluding any assault of a kind listed in Schedule 8A.
 - 3. Breach of the peace.
 - 4. Clandestinely taking possession.
 - 5. Culpable and reckless conduct.
 - [Culpable and reckless conduct to the danger of life.]
- ^{F3}5A.

Textual Amendments

F3 Sch. 8B para. 5A inserted (19.12.2022) by [The Police Act 1997 \(Offences in Schedules 8A and 8B\) Amendment \(Scotland\) Regulations 2022 \(S.S.I. 2022/379\)](#), regs. 1, **3(3)**

- 6. Culpable and reckless endangering of the public.
 - 7. Culpable and reckless fireraising.
- ^{F4}8.

Textual Amendments

F4 Sch. 8B para. 8 repealed (19.12.2022) by [The Police Act 1997 \(Offences in Schedules 8A and 8B\) Amendment \(Scotland\) Regulations 2022 \(S.S.I. 2022/379\)](#), regs. 1, **3(4)**

^{F5}9.

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Textual Amendments

F5 Sch. 8B para. 9 repealed (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(4)**

10. Fraud.
[Hijacking.]
^{F6}10A.

Textual Amendments

F6 Sch. 8B para. 10A inserted (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(5)**

^{F7}11.

Textual Amendments

F7 Sch. 8B para. 11 repealed (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(6)**

^{F8}12.

Textual Amendments

F8 Sch. 8B para. 12 repealed (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(6)**

13. Opening a lockfast place with intent to steal.
[Piracy.]
^{F9}13A.

Textual Amendments

F9 Sch. 8B para. 13A inserted (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(7)**

14. Public indecency.
15. Reset (excluding reset of plagium).
^{F10}16.

Textual Amendments

F10 Sch. 8B para. 16 repealed (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(8)**

17. Theft (excluding plagium).

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F11 17A. Treason.]

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Textual Amendments
F11 Sch. 8B para. 17A inserted (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(9)**

18. Uttering.

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F12 18A. Uttering threats.]

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Textual Amendments
F12 Sch. 8B para. 18A inserted (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(10)**

F13 19].

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Textual Amendments
F13 Sch. 8B para. 19 repealed (19.12.2022) by The Police Act 1997 (Offences in Schedules 8A and 8B) Amendment (Scotland) Regulations 2022 (S.S.I. 2022/379), regs. 1, **3(11)**

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

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

- s. 112(2A) inserted by [2011 c. 24 \(N.I.\) s. 101](#)
- s. 112(2A) inserted by [2009 c. 26 s. 93](#) (This amendment not applied to [legislation.gov.uk](#). S. 93 repealed (10.9.2012) without ever being in force by 2012 c. 9, ss. 79(1), 120, Sch. 10 Pt. 6; S.I. 2012/2234, art. 2(cc))
- s. 113(3)(e) words inserted by [S.S.I. 2006/50 art. 2\(2\)](#)
- s. 113(3G) inserted by [2002 c. 32 Sch. 12 para. 14](#)
- s. 113(3G) inserted by 2002 c. 32, Sch. 12 para. 14 (as extended) by [2003 asp 5 s. 12\(1\)\(c\)](#)
- s. 113(3EA)(3EB) inserted by [S.I. 2003/417 \(N.I.\) art. 17\(4\)](#)
- s. 113(3EC)(3ED) inserted by [S.I. 2003/417 \(N.I.\) art. 47\(3\)](#)
- s. 113(4A) inserted by [2003 c. 44 Sch. 35 para. 3\(3\)](#)
- s. 113(4A) insertion by 2003 c. 44, Sch. 35 para. 3(3) extended to N.I. by [2005 c. 15 s. 167\(a\)](#)
- s. 113A(6A)-(6C) inserted by [2011 asp 1 s. 188\(b\)](#)
- s. 115(5)(ec) inserted by [2002 c. 32 Sch. 12 para. 15\(2\)](#)
- s. 115(5)(ec) inserted by 2002 c. 32, Sch. 12 para. 15(2) (as extended) by [2003 asp 5 s. 12\(1\)\(c\)](#)
- s. 115(5)(ga) inserted by [2001 c. 12 s. 21](#) (Amendment not applied to [legislation.gov.uk](#). S. 21 repealed (6.4.2006 for E.W.) by 2003 c. 44, Sch. 37 Pt. 11; S.I. 2006/751, art. 2(d))
- s. 115(6BB) inserted by [2002 c. 32 Sch. 12 para. 15\(3\)](#)
- s. 115(6BB) inserted by 2002 c. 32, Sch. 12 para. 15(3) (as extended) by [2003 asp 5 s. 12\(1\)\(c\)](#)
- s. 115(6EA) inserted by [S.I. 2003/417 \(N.I.\) art. 17\(5\)](#)
- s. 115(6EB) inserted by [S.I. 2003/417 \(N.I.\) art. 47\(4\)](#)
- s. 115(9A)(9B) inserted by [2003 c. 44 Sch. 35 para. 4\(5\)](#)
- s. 115(9A)(9B) insertion by 2003 c. 44, Sch. 35 para. 4(5) extended to N.I. by [2005 c. 15 s. 167\(a\)](#)
- s. 118(2ZA) inserted by [2009 c. 26 s. 95](#)
- s. 118(2ZA) words substituted by [S.I. 2012/3006 art. 37\(j\)](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 118(2ZA) by 2009 c. 26, s. 95 is still prospective)
- s. 121(a) inserted by [2006 asp 10 s. 3\(8\)\(a\)](#)
- Sch. 8B para. 102(ea) inserted by [2023 c. 47 s. 3\(2\)](#)