
Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2007, Paragraph 11. (See end of Document for details)

SCHEDULES

SCHEDULE 5

AMENDMENTS RELATING TO SERVICE LAW

Armed Forces Act 2006 (c. 52)

11 For section 46 (inciting criminal conduct) substitute—

“46 Encouraging or assisting criminal conduct

- (1) Subsection (2) applies if a person subject to service law, or a civilian subject to service discipline, encourages or assists the doing of an act (or one or more of a number of acts) that, if done in England or Wales, would be punishable by the law of England and Wales.
- (2) Regardless of where that act (or those acts) might be done and of his state of mind with respect to that question, his encouragement or assistance shall be treated for the purposes of section 42(1) as an act that is punishable by the law of England and Wales (so far as it is not such an act in any event).
- (3) Reference in this section to encouraging or assisting is to an act that would constitute an offence under Part 2 of the Serious Crime Act 2007 disregarding any provision in that Part about the place where the act (or acts) being encouraged or assisted might be done or the accused's state of mind with respect to that question.”

Commencement Information

11 Sch. 5 para. 11 in force at 1.10.2008 by [S.I. 2008/2504](#), [art. 2\(a\)](#)

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