
STATUTORY INSTRUMENTS

1996 No. 3160

The Criminal Justice (Northern Ireland) Order 1996

PART III
JURISDICTION

Questions immaterial to jurisdiction in the case of certain offences

- 40.**—(1) A person may be guilty of a Group A or Group B offence whether or not—
- (a) he was a British citizen at any material time;
 - (b) he was in Northern Ireland at any such time.
- (2) On a charge of attempting to commit a Group A offence, the defendant may be guilty of the offence whether or not—
- (a) the attempt was made in Northern Ireland;
 - (b) it had an effect in Northern Ireland.
- (3) On a charge of conspiracy to commit a Group A offence, or on a charge of conspiracy to defraud in Northern Ireland, the defendant may be guilty of the offence whether or not—
- (a) he became a party to the conspiracy in Northern Ireland;
 - (b) any act or omission or other event in relation to the conspiracy occurred in Northern Ireland.
- (4) Paragraph (1)(a) does not apply where jurisdiction is given to try the offence in question by a statutory provision which makes provision by reference to the nationality of the person charged.
- (5) Paragraph (2) does not apply in relation to any charge under the Criminal Attempts and Conspiracy (Northern Ireland) Order 1983 brought by virtue of Article 3A of that Order.
- (6) Paragraph (3) does not apply in relation to any charge under that Order brought by virtue of Article 9A of that Order.