



Criminal Procedure (Insanity) Act 1964

1964 CHAPTER 84

8 Short title, interpretation, commencement, extent and repeals.

(1) This Act may be cited as the Criminal Procedure (Insanity) Act 1964.

(2) In this Act—

[^{F1}“duly approved” in relation to a registered medical practitioner, means approved for the purposes of section 12 of the Mental Health Act 1983 by the Secretary of State^{F2}, or by another person by virtue of section 12ZA or 12ZB of that Act,] as having special experience in the diagnosis or treatment of mental disorder;

[^{F3}“local probation board” means a local probation board established under section 4 of the Criminal Justice and Court Services Act 2000;]

“registered medical practitioner” means a fully registered person within the meaning of the Medical Act 1983 [^{F4} who holds a licence to practise];]

“special verdict” has the meaning assigned by section 1 of this Act,

“under disability” has the meaning assigned by section 4 of this Act,

“verdict of acquittal” does not include a special verdict, and any reference to acquittal shall be construed accordingly,

and other expressions used in this Act and in [^{F5}the Mental Health Act 1983] have the same meanings in this Act as in [^{F5}Part III] of that Act; ^{F6} . . .

[^{F7}(2A) Subsections (2) and (3) of section 54 of the Mental Health Act 1983 shall have effect with respect to proof of the accused’s mental condition for the purposes of section 4 of this Act as they have effect with respect to proof of an offender’s mental condition for the purposes of section 37(2)(a) of that Act.]

(3) This Act shall come into operation at the time of expiration of a period of one month beginning with the day on which it was passed ^{F8} . . .

(4) This Act ^{F9} . . . shall extend to England and Wales only.

^{F10}(5)

Changes to legislation: There are currently no known outstanding effects for the Criminal Procedure (Insanity) Act 1964, Section 8. (See end of Document for details)

Textual Amendments

- F1** In s. 8(2), definitions of "duly approved" and "registered medical practitioner" inserted (1.1.1992) by [Criminal Procedure \(Insanity and Unfitness to Plead\) Act 1991](#) (c. 25, SIF 39:1), s. 7, **Sch. 3 para. 1(1)**, S.I. 1991/2488, art. 2.
- F2** Words in s. 8(2) inserted (1.4.2013) by [Health and Social Care Act 2012](#) (c. 7), **ss. 38(5)(a)**, 306(4); S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F3** Words in s. 8(2) inserted (31.3.2005) by [Domestic Violence, Crime and Victims Act 2004](#) (c. 28), s. 60, **Sch. 10 para. 3**; S.I. 2005/579, art. 3(g)
- F4** Words in the definition of "registered medical practitioner" in s. 8(2) inserted by S.I. 2002/3135, art. 16(1), **Sch. 1 Pt. I para. 5** (with transitional provisions in **Sch. 2**) (the amendment coming into force in accordance with art. 1(3) of the amending S.I. and see the Gazette (Issue 59163) dated 21.8.2009)
- F5** Words substituted by [Mental Health Act 1983](#) (c. 20, SIF 85), **Sch. 4 para. 18(a)**
- F6** Words in s. 8(2) repealed (1.1.1992) by [Criminal Procedure \(Insanity and Unfitness to Plead\) Act 1991](#) (c. 25, SIF 39:1), s. 8(3), **Sch. 4** (with s. 8), S.I. 1992/2488, **art. 2**.
- F7** S. 8(2A) inserted (1.1.1992) by [Criminal Procedure \(Insanity and Unfitness to Plead\) Act 1991](#) (c. 25, SIF 39:1), s. 7, **Sch. 3 para. 1(2)**, S.I. 1991/2488, art. 2.
- F8** Words in s. 8(3) repealed (31.3.2005) by [Domestic Violence, Crime and Victims Act 2004](#) (c. 28), s. 60, **Sch. 11**; S.I. 2005/579, art. 3(i)
- F9** Words in s. 8(4) repealed (31.3.2005) by [Domestic Violence, Crime and Victims Act 2004](#) (c. 28), s. 60, **Sch. 11**; S.I. 2005/579, art. 3(i)
- F10** S. 8(5) repealed by [Statute Law \(Repeals\) Act 1974](#) (c. 22), **Sch. Pt. XI**

Changes to legislation:

There are currently no known outstanding effects for the Criminal Procedure (Insanity) Act 1964, Section 8.