

Status: Point in time view as at 21/03/2005.

Changes to legislation: Police and Criminal Evidence Act 1984, Part II is up to date with all changes known to be in force on or before 26 May 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)

SCHEDULES

SCHEDULE 5

SERIOUS ARRESTABLE OFFENCES

PART II

OFFENCES MENTIONED IN SECTION 116(2)(B)

Explosive Substances Act 1883 (c. 3)

1 Section 2 (causing explosion likely to endanger life or property).

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2 ^{F1}

Textual Amendments

F1 Sch. 5 Pt. 2 para. 2 and cross-heading repealed (1.5.2004) by [Sexual Offences Act 2003 \(c. 42\)](#), ss. 140, 141, [Sch. 7](#); S.I. 2004/874, [art. 2](#)

Firearms Act 1968 (c. 27)

3 Section 16 (possession of firearms with intent to injure).

4 Section 17(1) (use of firearms and imitation firearms to resist arrest).

5 Section 18 (carrying firearms with criminal intent).

^{F2}

6

Textual Amendments

F2 Entry repealed by [Road Traffic \(Consequential Provisions\) Act 1988 \(c. 54, SIF 107:1\)](#), s. 3, [Sch. 1 Pt. I](#)

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Taking of Hostages Act 1982 (c. 28)

7 Section 1 (hostage-taking).

Aviation Security Act 1982 (c. 36)

8 Section 1 (hi-jacking).

[^{F3} Criminal Justice Act 1988 (c. 33)]

Textual Amendments

F3 Words inserted by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), s. 170(1), **Sch. 15 para. 102**

9 Section 134 (Torture).

[^{F4} The Road Traffic Act 1988 (c. 52)]

Textual Amendments

F4 Words inserted by [Road Traffic Act 1988 \(c. 54, SIF 107:1\)](#), s. 4, **Sch. 3 para. 27(5)**

Section 1 (causing death by [^{F5}dangerous] driving). [^{F6}Section 3A (causing death by careless driving when under the influence of drink or drugs).]

Textual Amendments

F5 Word in [Sch. 5 Pt. II](#) substituted (1.7.1992) by [Road Traffic Act 1991 \(c. 40\)](#), s. 48, **Sch. 4 para. 39(a)**; [S.I. 1992/1286, art. 2](#), Sch.

F6 Words in [Sch. 5 Pt. II](#) inserted (1.7.1992) by [Road Traffic Act 1991 \(c. 40\)](#), s. 48, **Sch. 4 para. 39(b)**; [S.I. 1992/1286, art. 2](#), Sch..

[^{F7} Aviation and Maritime Security Act 1990 (c. 31)]

Textual Amendments

F7 Words inserted by [Aviation and Maritime Security Act 1990 \(c. 31, SIF 39:2\)](#), s. 53(1), **Sch. 3 para. 8**

11 Section 1 (endangering safety at aerodromes).

12 Section 9 (hijacking of ships).

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13 Section 10 (seizing or exercising control of fixed platforms).

[^{F8} Channel Tunnel (Security) Order 1994 No.]

Textual Amendments

F8 Sch. 5 Pt. II paras. 14-15, relating to Channel Tunnel (Security) Order 1994 added (5.3.1994) at the end of Pt. II by S.I. 1994/570, art. 38, **Sch. 3 para.4.**

^{F9}14 Article 4 (hijacking of Channel Tunnel trains).

Textual Amendments

F9 Sch. 5 Pt. II paras. 14-15, relating to Channel Tunnel (Security) Order 1994 added (5.3.1994) at the end of Pt. II by S.I. 1994/570, art. 38, **Sch. 3 para.4.**

^{F10}15 Article 5 (seizing or exercising control of the tunnel system).

Textual Amendments

F10 Sch. 5 Pt. II paras. 14-15, relating to Channel Tunnel (Security) Order 1994 added (5.3.1994) at the end of Pt. II by S.I. 1994/570, art. 38, **Sch. 3 para.4.**

[^{F11} Protection of Children Act 1978 (c. 37.)]

Textual Amendments

F11 Sch. 5 Pt. II para. 14 relating to 1978 c. 37 inserted (3.2.1995) at the end of Pt. II by 1994 c. 33, s. **85(3)**; S.I. 1995/127, art. 2(1), **Sch. 1.**

^{F12}16 Section 1 (indecent photographs and pseudo-photographs of children).

Textual Amendments

F12 Sch. 5 Pt. II para. 16 relating to 1978 c. 37 inserted (3.2.1995) at the end of Pt. II by 1994 c. 33, s. **85(3)**; S.I. 1995/127, art. 2(1), **Sch. 1**

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[^{F13} Obscene Publications Act 1959 (c.66.)]

Textual Amendments

F13 Sch. 5 Pt. II paras. 15, relating to 1959 c. 66 inserted (3.2.1995) at the end of Pt. II by 1994 c. 33, s. 85(3); S.I. 1995/127, art. 2(1).

^{F14}17 Section 2 (publication of obscene matter).

Textual Amendments

F14 Sch. 5 Pt. II para. 17, relating to 1959 c. 66 inserted (3.2.1995) at the end of Pt. II by 1994 c. 33, s. 85(3); S.I. 1995/127, art. 2(1)

Sexual Offences Act 2003

18 Section 1 (rape).

19 Section 2 (assault by penetration).

20 Section 4 (causing a person to engage in sexual activity without consent), where the activity caused involved penetration within subsection (4)(a) to (d) of that section.

21 Section 5 (rape of a child under 13).

22 Section 6 (assault of a child under 13 by penetration).

23 Section 8 (causing or inciting a child under 13 to engage in sexual activity), where an activity involving penetration within subsection (3)(a) to (d) of that section was caused.

24 Section 30 (sexual activity with a person with a mental disorder impeding choice), where the touching involved penetration within subsection (3)(a) to (d) of that section.

25 Section 31 (causing or inciting a person, with a mental disorder impeding choice, to engage in sexual activity), where an activity involving penetration within subsection (3)(a) to (d) of that section was caused.

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Domestic Violence, Crime and Victims Act 2004

24 Section 5 (causing or allowing the death of a child or vulnerable adult).

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