



Aggravated Vehicle-Taking Act 1992

1992 CHAPTER 11

2 Offence to be tried only summarily if value of damage is small

(1) In Schedule 2 to the Magistrates' Courts Act 1980 (offences for which the value involved is relevant to the mode of trial) after paragraph 2 there shall be inserted the following paragraph—

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| 3. “Offences under section 12A of the Theft Act 1968 (aggravated vehicle-taking) where no allegation is made under subsection (1) (b) other than of damage, whether to the vehicle or other property or both. | The total value of the damage alleged to have been caused. | (1) In the case of damage to any property other than the vehicle involved in the offence, as for the corresponding entry in paragraph 1 above, substituting a reference to the time of the accident concerned for any reference to the material time.
(2) In the case of damage to the vehicle involved in the offence —
(a) if immediately after the vehicle was recovered the damage was capable of repair—
(i) what would probably |
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Status: This is the original version (as it was originally enacted).

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(ii) what
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or
(b) if
immediately
after the
vehicle was
recovered
the damage
was beyond
repair, what
the vehicle
would
probably
have cost to
buy in the
open market
immediately
before it was

unlawfully
taken.”

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- (2) In the Magistrates' Courts Act 1980, at the end of section 22 (which introduces Schedule 2) there shall be added the following subsection—
- “(12) Subsection (8) of section 12A of the Theft Act 1968 (which determines when a vehicle is recovered) shall apply for the purposes of paragraph 3 of Schedule 2 to this Act as it applies for the purposes of that section.”
- (3) In section 33 of the Magistrates' Courts Act 1980 (maximum penalties on summary conviction in pursuance of section 22)—
- (a) in subsection (1), at the beginning of paragraph (a) there shall be inserted the words “subject to subsection (3) below”; and
- (b) after subsection (2) there shall be inserted the following subsection—
- “(3) Paragraph (a) of subsection (1) above does not apply to an offence under section 12A of the Theft Act 1968 (aggravated vehicle-taking).”