



# Offences against the Person Act 1861

## CHAPTER 100

### OFFENCES AGAINST THE PERSON ACT 1861

#### *Homicide*

- 1 .....
- 2, 3 .....
- 4 Conspiring or soliciting to commit murder.
- 5 Manslaughter.
- 6 .....
- 7, 8 .....
- 9 Murder or manslaughter abroad.
- 10 Provision for the trial of murder and manslaughter where the death or cause of death only happens in England or Ireland.
- 11—15 .....

#### *Letters threatening to murder*

- 16 Threats to kill.

#### *Acts causing or tending to cause Danger to Life or Bodily Harm*

- 17 Impeding a person endeavouring to save himself from shipwreck.
- 18 Shooting or attempting to shoot, or wounding with intent to do grievous bodily harm.
- 19 .....
- 20 Inflicting bodily injury, with or without weapon.
- 21 Attempting to choke, &c. in order to commit any indictable offence.
- 22 Using chloroform, &c. to commit any indictable offence.
- 23 Maliciously administering poison, &c. so as to endanger life or inflict grievous bodily harm.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Offences against the Person Act 1861. (See end of Document for details)*

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- 24 Maliciously administering poison, &c. with intent to injure, aggrieve, or annoy any other person.
- 25 If the jury be not satisfied that any person charged is guilty of felony, but guilty of misdemeanor they may find him guilty accordingly.
- 26 Not providing apprentices or servants with food, &c. whereby life is endangered.
- 27 Exposing children whereby life is endangered.
- 28 Causing bodily injury by gunpowder.
- 29 Causing gunpowder to explode, or sending to any person an explosive substance, or throwing corrosive fluid on a person, with intent to do grievous bodily harm.
- 30 Placing gunpowder near a building, with intent to do bodily injury to any person.
- 31 Setting spring guns, &c., with intent to inflict grievous bodily harm.
- 32 Placing wood, &c., on a railway, with intent to endanger passengers.
- 33 Casting stone, &c. upon a railway carriage, with intent to endanger the safety of any person therein.
- 34 Doing or omitting anything to endanger passengers by railway.
- 35 Drivers of carriages injuring persons by furious driving.

*Assaults*

- 36 Obstructing or assaulting a clergyman or other minister in the discharge of his duties.
- 37 Assaulting a magistrate, &c. on account of his preserving wreck.
- 38 Assault with intent to commit felony, or on peace officers, &c.
- 39 Assaults with intent to obstruct the sale of grain, or its free passage.
- 40 Assaults on seamen, &c.
- 41 .....
- 42 Persons committing any common assault or battery may be imprisoned or compelled by two magistrates to pay fine and costs not exceeding 5*l.*
- 43 Persons convicted of aggravated assaults on females and boys under fourteen years of age may be imprisoned or fined.
- 44 If the magistrates dismiss the complaint, they shall make out a certificate to that effect.
- 45 Certificate or conviction shall be a bar to any other proceedings.
- 46 .....
- 47 Assault occasioning bodily harm.
- 48 .....
- 49 .....
- 50, 51 .....
- 52 .....
- 53 .....
- 54, 55 .....

*Child-stealing*

- 56 Child-stealing.

*Bigamy*

- 57 Bigamy. Offence may be dealt with where offender shall be apprehended. Not to extend to second marriages, &c. herein stated.

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*Attempts to procure Abortion*

- 58 Administering drugs or using instruments to procure abortion.
- 59 Procuring drugs, &c. to cause abortion.

*Concealing the Birth of a Child*

- 60 Concealing the birth of a child.
- 61—63 .....

*Making Gunpowder to commit Offences, and searching for the same*

- 64 Making or having gunpowder, &c., with intent to commit any felony against this Act.
- 65 Justices may issue warrants for searching houses, &c. in which explosive substances are suspected to be made for the purpose of committing felonies against this Act.

*Other Matters*

- 66, 67 .....
- 68 Offences committed within the jurisdiction of the Admiralty.
- 69 .....
- 70 .....
- 71 .....
- 72 .....
- 73 .....
- 74, 75 .....
- 76 Summary proceedings in England may be under the 11 & 12 Vict. c. 43., and in Ireland under the 14 & 15 Vict. c. 93. Except in London and the Metropolitan Police District.
- 77 .....
- 78 Act not to extend to Scotland.
- 79 .....

**Status:**

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**Changes to legislation:**

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