



Serious Crime Act 2007

2007 CHAPTER 27

PART 2

ENCOURAGING OR ASSISTING CRIME

Consequential alterations of the law

59 Abolition of common law replaced by this Part

The common law offence of inciting the commission of another offence is abolished.

Modifications etc. (not altering text)

- C1** Pt. 2 restricted by 2007 c. 19, s. 18(1A) (as inserted (1.10.2008) by [Serious Crime Act 2007 \(c. 27\)](#), **ss. 62, 94(1)** (with Sch. 13 para. 5); S.I. 2008/2504, **art. 2(a)**)

Commencement Information

- I1** [S. 59](#) in force at 1.10.2008 by [S.I. 2008/2504](#), **art. 2(a)**

60 Amendments relating to service law

Schedule 5 (which amends enactments relating to service law) has effect.

Commencement Information

- I2** [S. 60](#) in force at 1.10.2008 by [S.I. 2008/2504](#), **art. 2(a)**

61 Repeal of offence of enabling unauthorised access to computer material

- (1) The Police and Justice Act 2006 (c. 48) is amended as follows.
- (2) In section 35 (unauthorised access to computer material), omit subsection (2).

Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2007, Cross Heading: Consequential alterations of the law. (See end of Document for details)

- (3) In section 36 (unauthorised acts with intent to impair operation of computer, etc.), in the section to be substituted for section 3 of the Computer Misuse Act 1990 (c. 18)—
- (a) in subsection (2)—
 - (i) at the end of paragraph (b), insert “ or ”; and
 - (ii) omit paragraph (d) and the word “or” preceding it;
 - (b) in subsection (3) for “to (d)” substitute “ to (c) ”.
- (4) In section 38 (transitional and saving provision), omit subsection (1).
- (5) In Schedule 14 (minor and consequential amendments), omit paragraphs 19(2) and 29(2).

Commencement Information

I3 S. 61 in force at 1.10.2008 by S.I. 2008/2504, art. 2(a)

62 No individual liability in respect of corporate manslaughter

In section 18 of the Corporate Manslaughter and Corporate Homicide Act 2007 (c. 19) (no individual liability for offences under that Act) after subsection (1) insert—

“(1A) An individual cannot be guilty of an offence under Part 2 of the Serious Crime Act 2007 (encouraging or assisting crime) by reference to an offence of corporate manslaughter.”

Commencement Information

I4 S. 62 in force at 1.10.2008 by S.I. 2008/2504, art. 2(a)

63 Consequential amendments: Part 2

- (1) In the provisions listed in Part 1 of Schedule 6, any reference however expressed to (or to conduct amounting to) the offence abolished by section 59 has effect as a reference to (or to conduct amounting to) the offences under this Part.
- (2) Part 2 of Schedule 6 contains other minor and consequential amendments.
- (3) The Secretary of State may by order amend Part 1 of Schedule 6 [^{F1}as it applies to England and Wales] by adding or removing a provision.
- [^{F2}(4) The Department of Justice in Northern Ireland may by order amend Part 1 of Schedule 6 as it applies to Northern Ireland by adding or removing a provision.]

Textual Amendments

- F1** Words in s. 63(3) inserted (12.4.2010) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), Sch. 10 para. 9(2) (with arts. 28-31)
- F2** S. 63(4) inserted (12.4.2010) by The Northern Ireland Act 1998 (Devolution of Policing and Justice Functions) Order 2010 (S.I. 2010/976), Sch. 10 para. 9(3) (with arts. 28-31)

Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2007, Cross Heading: Consequential alterations of the law. (See end of Document for details)

Commencement Information

I5 S. 63 in force at 1.10.2008 by [S.I. 2008/2504](#), [art. 2\(a\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Serious Crime Act 2007, Cross
Heading: Consequential alterations of the law.