



Jersey

## CRIMINAL OFFENCES (JERSEY) LAW 2009

A **LAW** to codify and reform the law relating to statutory offences.

*Adopted by the States*

*27th February 2007*

*Sanctioned by Order of Her Majesty in Council*

*8th July 2009*

*Registered by the Royal Court*

*24th July 2009*

**THE STATES**, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law –

- 1 Offence to aid, abet, conspire, counsel, procure, conspire, attempt or incite the commission of a statutory offence**
- (1) A person who –
- (a) aids, abets, counsels or procures the commission of a statutory offence; or
  - (b) conspires, attempts or incites another to commit a statutory offence,
- is guilty of an offence and is liable to the same penalty as a person would be for the statutory offence.
- (2) A person alleged to have committed an offence by virtue of paragraph (1) shall be triable in the same manner as a person would be tried for the statutory offence.
- (3) This Article does not affect proceedings for an alleged offence at customary law –
- (a) of aiding, abetting, counselling or procuring the commission of a statutory offence; or
  - (b) of conspiring, attempting or inciting another to commit a statutory offence,
- arising out of an act done by a person before the commencement of this Law.

- (4) However, the person is triable in the same manner as a person would be tried for the statutory offence.

## **2 Statutory offences by bodies corporate and limited liability partnerships**

- (1) This Article applies if a statutory offence committed by a body corporate or by a limited liability partnership is proved to have been committed with the consent or connivance of, or to be attributable to neglect on the part of –
- (a) a person who is a director, manager, secretary or other similar officer of the body corporate, or a partner of the partnership; or
  - (b) a person purporting to act in any such capacity.
- (2) The person –
- (a) is also be guilty of the offence; and
  - (b) is liable in the same manner as the body corporate or the partnership to the penalty provided for the offence.
- (3) If the affairs of a body corporate are managed by its members, this Article applies in relation to acts and defaults of a member in connection with the member's functions of management as if the member were a director of the body corporate.

## **3 Citation and commencement**

- (1) This Law may be cited as the Criminal Offences (Jersey) Law 2009.
- (2) It shall come into force on the seventh day following its registration.

**M.N. DE LA HAYE**

*Greffier of the States*

