

### Table of Offences - Summary/Non-Summary

The following table will provide details of whether or not an offence is summary only which should assist Lay Magistrates in assessing whether a six month time limit will apply to any complaint/summons laid before them.

#### **ANIMAL OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
BREEDING / SELLING / GIFTING / ADVERTISING / NOT MUZZLING / ABANDONING A 'DANGEROUS' DOG	Dogs (NI) Order 1983 (as amended)	Article 25A (1) (2) & (7)	Yes
CAUSING / ATTENDING ANIMAL FIGHTING	Welfare of Animals Act (NI) 2011	Section 8 (1) & (2)	No
CRUELTY TO ANIMALS	Welfare of Animals Act (NI) 2011	Section 4 (1) & (2)	No
DOCKING DOG'S TAIL	Welfare of Animals Act (NI) 2011	Section 6 (1) (2) & (3)	No
DOG ATTACK ON OTHER ANIMAL / WORRYING LIVESTOCK	Dogs (NI) Order 1983 (as amended)	Article 28 (1) & (2)	Yes
DOG ATTACK ON PERSON	Dogs (NI) Order 1983 (as amended)	Article 29 (1) & (2)	No
POSSESSING A 'DANGEROUS' DOG	Dogs (NI) Order 1983 (as amended)	Article 25A (3) & (7)	Yes

#### **ASSAULT OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
ASSAULT OCCASIONING ACTUAL BODILY HARM	Offences Against the Person Act 1861	Section 47	No
ASSAULT ON POLICE	Police (NI) Act 1998	Section 66 (1)	No
1. COMMON ASSAULT (Simpliciter) 2. AGGRAVATED COMMON ASSAULT ON A MALE CHILD OR A FEMALE (Simpliciter)	Offences Against the Person Act 1861	Section 42 & 43	Yes
THREATS TO KILL	Offences Against the Person Act 1861	Section 16	No
WOUNDING / INFLICTING GRIEVOUS BODILY HARM (Section 20)	Offences Against the Person Act 1861	Section 20	No

**BREACH OF COURT ORDER OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
BREACH OF ANTI-SOCIAL BEHAVIOUR ORDER	Anti-Social Behaviour (NI) Order 2004	Article 7 (1)	No
BREACH OF BAIL (Failure to Surrender)	Criminal Justice (NI) Order 2003	Article 4 (1) & (2) Article 5 (1) & (2)	No
BREACH OF 'REGULATED MATCH' BANNING ORDER	Justice Act (NI) 2011	Article 41 (1) (2) & (4) Article 49 (1)	Yes

**COUNTERFEIT OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
MAKING/DISTRIBUTING MATERIAL INFRINGING COPYRIGHT	Copyright, Designs and Patents Act 1988	Section 107 (1) (2) & (2A)	No
PASSING COUNTERFEIT CURRENCY	Forgery and Counterfeiting Act 1981	Section 15 (1)	No
POSSESSING COUNTERFEIT CURRENCY	Forgery and Counterfeiting Act 1981	Section 16 (1) (2) & (3)	No
UNAUTHORISED USE OF TRADE MARK	Trade Marks Act 1994	Section 92 (1) (2) & (3)	No

**CHILD CRUELTY**

Title	Legislative Provision	Article / Section	Summary Only?
CRUELTY TO PERSON UNDER 16	Children and Young Persons Act (NI) 1968	Section 20 (1)	No
EXPOSING CHILD UNDER 2 WHEREBY LIFE OR PERMANENT HEALTH IS ENDANGERED	Offences Against the Person Act 1861	Section 27	No
EXPOSING CHILD UNDER 12 TO RISK OF BURNING	Children and Young Persons Act (NI) 1968	Section 29 (1)	Yes

**DISHONESTY OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
BURGLARY (Dwelling)	Theft Act (NI) 1969	Section 9 (1) & (2)	No
BURGLARY (Non-Dwelling)	Theft Act (NI) 1969	Section 9 (1) & (2)	No
HANDLING/RECEIVING STOLEN GOODS	Theft Act (NI) 1969	Section 21 (1)	No

SOCIAL SECURITY FRAUD	Social Security Administration (NI) Act 1992	Section 105A (1) Section 106 (1)	No
THEFT (Breach of Trust)	Theft Act (NI) 1969	Section 1 (1) & (2)	No
THEFT (Shoplifting)	Theft Act (NI) 1969	Section 1 (1) & (2)	No
THEFT (Simpliciter)	Theft Act (NI) 1969	Section 1 (1) & (2)	No

### **DRUG OFFENCES**

<b>Title</b>	<b>Legislative Provision</b>	<b>Article / Section</b>	<b>Summary Only?</b>
POSSESSION OF 'CLASS A' DRUGS	Misuse of Drugs Act 1971	Section 5 (1) & (2)	No
POSSESSION OF 'CLASS B' DRUGS	Misuse of Drugs Act 1971	Section 5 (1) & (2)	No
POSSESSION OF 'CLASS C' DRUGS	Misuse of Drugs Act 1971	Section 5 (1) & (2)	No
POSSESSION OF 'CLASS A' DRUGS WITH INTENT TO SUPPLY	Misuse of Drugs Act 1971	Section 5 (3)	No
POSSESSION OF 'CLASS B' DRUGS WITH INTENT TO SUPPLY	Misuse of Drugs Act 1971	Section 5 (3)	No
POSSESSION OF 'CLASS C' DRUGS WITH INTENT TO SUPPLY	Misuse of Drugs Act 1971	Section 5 (3)	No
CULTIVATING CANNABIS	Misuse of Drugs Act 1971	Section 6 (1) & (2)	No

### **ENVIRONMENT OFFENCES**

<b>Title</b>	<b>Legislative Provision</b>	<b>Article / Section</b>	<b>Summary Only?</b>
BREACH OF PROHIBITION NOTICE	Water (NI) Order 1999	Article 8 (1) & (5)	No
DEPOSITING WASTE WITHOUT A LICENCE	Waste and Contaminated Land (NI) Order 1997	Article 4 (1(a)) & (6)	No
DISCHARGE / DEPOSIT OF POLLUTING MATTER	Water (NI) Order 1999	Article 7 (1(a)(b)) (2(a)(b)) (3) (4) & (6)	No
TREATING / KEEPING / DISPOSING OF WASTE IN MANNER LIKELY TO CAUSE POLLUTION	Waste and Contaminated Land (NI) Order 1997	Article 4 (1(c)) (6) & (10)	No
TREATING / KEEPING / DISPOSING OF WASTE WITHOUT A LICENCE	Waste and Contaminated Land (NI) Order 1997	Article 4 (1(b)) & (6)	No

**FARMING OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
DELIBERATE INFECTION OF ANIMALS	Diseases of Animals (NI) Order 1981	Article 5A (1) & (2)	No
FAILURE TO CLEANSE AND DISINFECT	Diseases of Animals (NI) Order 1981	Article 52 (1(a))	Yes
FAILURE TO COMPLY WITH RESTRICTIONS	Diseases of Animals (NI) Order 1981	Article 52 (1(a))	Yes
FAILURE TO ISOLATE ANIMAL	Diseases of Animals (NI) Order 1981	Article 10 (1) & 52 (1)	Yes
FAILURE TO MAINTAIN FENCES	Diseases of Animals (NI) Order 1981	Article 52 (1(a))	Yes
FAILURE TO NOTIFY BIRTH / DEATH / MOVEMENT OF CATTLE	Cattle Identification (Notification of Births, Deaths and Movements) Regulations (NI) 1999	Reg. 5 (1) (2)	No
FAILURE TO NOTIFY PRESENCE OF DISEASE	Diseases of Animals (NI) Order 1981	Article 10 (1) & 52 (1)	Yes
FAILURE TO PRE-MOVEMENT TEST	Diseases of Animals (NI) Order 1981	Article 52 (1(a))	Yes
FAILURE TO PRESENT ANIMALS FOR TESTING	Diseases of Animals (NI) Order 1981	Article 52 (1(a))	Yes

**HARASSMENT AND DOMESTIC OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
BREACH OF HARASSMENT INJUNCTION	Protection from Harassment (NI) Order 1997	Article 3 (1) & Article 5 (1) (3(a)) & (6(a)(b))	No
BREACH OF NON-MOLESTATION ORDER	Family Homes and Domestic Violence (NI) Order 1998	Article 25 (a)(b)(c)(d)	Yes
BREACH OF RESTRAINING ORDER	Protection from Harassment (NI) Order 1997	Article 7 (1) (2) & (5) Article 7A (1) & (2)	No
HARASSMENT CAUSING FEAR OF VIOLENCE	Protection from Harassment (NI) Order 1997	Article 6 (1) (2) & (3(a)(b)(c))	No
HARASSMENT (Simpliciter)	Protection from Harassment (NI) Order 1997	Article 3 (1(a)(b)) (2) & (3(a)(b)(c)) Article 4 (1)	No
OFFENSIVE/MALICIOUS/NUISANCE COMMUNICATIONS	Communications Act 2003	Section 127 (1(a)(b)) & (2(a)(b)(c))	Yes

**PLANNING OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
BREACH OF A TREE PRESERVATION NOTICE	Planning (NI) Order 1991	Article 66 (1) & (2)	No
BREACH OF ENFORCEMENT/STOP NOTICE	Planning (NI) Order 1991	Article 72 (1) & (2) Article 73 (1) (7) & (7A)	No
DAMAGING TREE IN CONSERVATION AREA	Planning (NI) Order 1991	Article 66 (1) & (2) Article 66A (1) (2) & (4)	No
DAMAGING A LISTED BUILDING	Planning (NI) Order 1991	Article 49 (1(a)(b)) (2(a)(b)) & 3	Yes
NON-COMPLIANCE WITH PLANNING CONTRAVENTION NOTICE	Planning (NI) Order 1991	Article 67D (1) & (2)	Yes
WORKING ON LISTED BUILDING WITHOUT CONSENT	Planning (NI) Order 1991	Article 44 (1) & (5)	No

**PUBLIC ORDER OFFENCES**

Title	Legislative Provision	Article / Section	Summary Only?
BREACH OF THE PEACE	The Public Order (NI) Order 1987	Article 18 (1(a)(b))	Yes
CRIMINAL DAMAGE	Criminal Damage (NI) Order 1977	Article 3 (1)	No
DISORDERLY BEHAVIOUR	The Public Order (NI) Order 1987	Article 18 (1(a)(b))	Yes
OBSTRUCTING POLICE	Police (NI) Act 1998	Article 66 (1)	No
POSSESSION OF AN OFFENSIVE WEAPON	The Public Order (NI) Order 1987	Article 22 (1)	No
RESISTING POLICE	Police (NI) Act 1998	Article 66 (1)	No
RIOTOUS BEHAVIOUR	The Public Order (NI) Order 1987	Article 18 (3)	Yes
THREATS TO DAMAGE PROPERTY	The Criminal Damage (NI) Order 1977	Article 4 (a)(b)	No

## **ROAD TRAFFIC OFFENCES**

<b>Title</b>	<b>Legislative Provision</b>	<b>Article / Section</b>	<b>Summary Only?</b>
AGGRAVATED VEHICLE TAKING	Road Traffic (NI) Order 1981	Article 172A (1(a)(b)) (2(a)(b)(c)(d))	No
BREACH OF TRAFFIC SIGNAL	Road Traffic (NI) Order 1995	Article 50 (1(a)(b))	Yes
CARELESS/INCONSIDERATE DRIVING	Road Traffic (NI) Order 1995	Article 12 & 12A (1) (2) (3) & (4)	Yes
CAUSING DEATH BY CARELESS/INCONSIDERATE DRIVING	Road Traffic (NI) Order 1995	Article 11A	No
DANGEROUS DRIVING	Road Traffic (NI) Order 1995	Article 10 & 11 (1(a)(b)) (2) (3) & (4)	No
DRIVING WHILST DISQUALIFIED	Road Traffic (NI) Order 1981	Article 168A (1(c))	No
DRIVING WHILST UNFIT	Road Traffic (NI) Order 1995	Article 15 (1)	Yes
DRIVING WITH EXCESS ALCOHOL	Road Traffic (NI) Order 1995	Article 16 (1(a))	Yes
DRIVING WITHOUT A LICENCE	Road Traffic (NI) Order 1981	Article 3 (1)	Yes
FAILING TO PRODUCE LICENCE / INSURANCE / TEST CERTIFICATE	Road Traffic (NI) Order 1981	Article 180 (4)	Yes
FAILING TO PROVIDE SPECIMEN OF BREATH/BLOOD	Road Traffic (NI) Order 1995	Article 18 (1(a)(b)) & (7)	Yes
FAILING TO STOP FOR CONSTABLE	Road Traffic (NI) Order 1981	Article 180 (1)	Yes
FAILING TO STOP/REMAIN/REPORT INJURY ACCIDENT OR DAMAGE ACCIDENT	Road Traffic (NI) Order 1981	Article 175 (1(a)(b)(c)) & (2)	Yes
IN CHARGE OF VEHICLE WITH EXCESS ALCOHOL	Road Traffic (NI) Order 1995	Article 16 (1(b))	Yes
IN CHARGE WHILST UNFIT	Road Traffic (NI) Order 1995	Article 15 (2)	Yes
NO VEHICLE TEST CERTIFICATE	Road Traffic (NI) Order 1995	Article 63 (1)	Yes
TAKING VEHICLE WITHOUT CONSENT	Road Traffic (NI) Order 1981	Article 172	No
USING/CAUSING/PERMITTING NO INSURANCE	Road Traffic (NI) Order 1981	Article 90 (1) & (4)	Yes
USING MOBILE PHONE WHILE DRIVING	Road Traffic (NI) Order 1995	Article 56A (b)	Yes

## SEXUAL OFFENCES

Title	Legislative Provision	Article / Section	Summary Only?
BREACH OF FOREIGN TRAVEL ORDER	Sexual Offences Act 2003	Section 122 (1)	No
BREACH OF RISK OF SEXUAL HARM ORDER	Sexual Offences Act 2003	Section 128 (1(a)(b))	No
BREACH OF SEXUAL OFFENCES NOTIFICATION REQUIREMENTS	Sexual Offences Act 2003	Section 91 (1(a)(b))	No
BREACH OF SEXUAL OFFENCES PREVENTION ORDER	Sexual Offences Act 2003	Section 113 (1(a)(b)(c)(d)(e))	No
CAUSING A PERSON TO ENGAGE IS SEXUAL ACTIVITY WITHOUT CONSENT	Sexual Offences (NI) Order 2008	Article 8 (1(a)(b)(c)(d)) & (2)	No
CAUSING OR INCITING A CHILD TO ENGAGE IN SEXUAL ACTIVITY	Sexual Offences (NI) Order 2008	Article 17 (1(a)(b)(c))	No
CAUSING OR INCITING A CHILD UNDER 13 TO ENGAGE IN SEXUAL ACTIVITY	Sexual Offences (NI) Order 2008	Article 15 (1(a)(b)(c))	No
EXPOSURE	Sexual Offences (NI) Order 2008	Article 70 (1(a)(b))	No
GROSS INDECENCY WITH OR TOWARDS A CHILD	Children and Young Persons Act (NI) 1968	Section 22 (1)	No
INDECENT ASSAULT ON A FEMALE	Offences Against the Person Act 1861	Section 52	No
INDECENT ASSAULT ON A MALE	Criminal Justice (Northern Ireland) Order 2003	Article 21 (1) & (2)	No
INDECENT BEHAVIOUR IN A PUBLIC PLACE	Criminal Justice (Miscellaneous Provisions) Act (Northern Ireland) 1968	Section (1(a))	Yes
SEXUAL ACTIVITY WITH A CHILD	Sexual Offences (NI) Order 2008	Article 16 (1(a)(b)(c))	No
SEXUAL ASSAULT	Sexual Offences (Northern Ireland) Order 2008	Article 70 (1(a)(b)(c)(d)) & (2)	No
SEXUAL ASSAULT ON CHILD UNDER 13	Sexual Offences (NI) Order 2008	Article 14 (1(a)(b)(c))	No