

Aggravated vehicle taking

- Person commits an offence under section 12 (1) taking a conveyance in relation to a mechanically propelled vehicle . AFTER the vehicle was taken and before it was recovered any of the aggravating factors features happened
- either way 2 years

Aggravating factors

- The vehicle was driven dangerously on a road or other public place
- owing to the driving of the vehicle an accident occurred by which injury was caused to any person
- Owing to the driving of a vehicle an accident occurred by which damage was caused to any property other than that vehicle
- Damage was caused to that vehicle (does not include damage that may have occurred to acquire the vehicle)

Mechanically propelled vehicles

- Any vehicle powered by a mechanically source
- GOPEDS
- G-Gas
- O-Oil
- P-Petrol
- E-Electric
- D-Diesel
- S-Steam

Aggravated offence-defences

- A person will not be guilty of an offence under this section if they prove:
- The aggravating circumstances occurred before he committed the basic offence or
- He was neither in nor on, nor in the vehicle in immediate vicinity of the vehicle when the aggravating circumstances occurred

Pedal cycles - section 12 (5) theft act 1968

- Offence is committed if without the consent of the owner or other lawful authority
- To take a pedal cycle for their own or another use or rides it knowing has been taken without authority
- Summary only – fine

Interfering with motor vehicles

- Taking a conveyance without consent/authority , this offence is a summary only and therefore cannot be attempted
- As a result the offence of interfering with a motor vehicle has been created for circumstances which may involve an attempt take a conveyance without consent or authority
- Motor vehicle is any vehicle adapted or intended for use on a road
- offence if a person interferes with :
- A motor vehicle
- trailer
- anything carried in or on the motor vehicle or trailer

Relevant offences

- Theft of a motor vehicle or trailer or part of it
- Theft of anything carried in or on a motor vehicle or trailer
- Taking the vehicle without the owners consent (TWOK)
- Section 9 criminal attempts act 1981
- Summary only offence