



Theft Act 1968

1968 CHAPTER 60

Theft, robbery, burglary, etc.

9 Burglary.

- (1) A person is guilty of burglary if—
 - (a) he enters any building or part of a building as a trespasser and with intent to commit any such offence as is mentioned in subsection (2) below; or
 - (b) having entered any building or part of a building as a trespasser he steals or attempts to steal anything in the building or that part of it or inflicts or attempts to inflict on any person therein any grievous bodily harm.
- (2) The offences referred to in subsection (1)(a) above are offences of stealing anything in the building or part of a building in question, of inflicting on any person therein any grievous bodily harm or [^{F1}raping any person] therein, and of doing unlawful damage to the building or anything therein.
- [^{F2}(3) A person guilty of burglary shall on conviction on indictment be liable to imprisonment for a term not exceeding—
 - (a) where the offence was committed in respect of a building or part of a building which is a dwelling, fourteen years;
 - (b) in any other case, ten years.
- (4) References in subsections (1) and (2) above to a building, and the reference in subsection (3) above to a building which is a dwelling, shall apply also to an inhabited vehicle or vessel, and shall apply to any such vehicle or vessel at times when the person having a habitation in it is not there as well as at times when he is.]

Textual Amendments

F1 Words in s. 9(2) substituted (3.11.1994) by 1994 c. 33, s. 168(2), **Sch. 10 para. 26**

F2 S. 9(3)(4) substituted (1.10.1992) by Criminal Justice Act 1991 (c. 53, SIF 39:1), s. 26(2); S.I. 1992/333, art. 2(2), **Sch. 2**

Status:

Point in time view as at 03/11/1994. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Theft Act 1968, Section 9.