



# Criminal Justice (Scotland) Act 2003

## 2003 asp 7

### PART 3

#### SEXUAL OFFENCES ETC.

#### 19 Amendments in relation to certain serious and sexual offences

- (1) In the Civic Government (Scotland) Act 1982 (c. 45)—
- (a) in section 52 (indecent photographs etc. of children), in subsection (3)(b) for the words “3 years” there is substituted “10 years”;
  - (b) in section 52A (possession of indecent photographs of children), in subsection (3) the existing words from “on summary” to the end become paragraph (a), and after that paragraph there is inserted—
    - “(b) on conviction on indictment of such an offence to imprisonment for a period not exceeding 5 years or to a fine or to both.”.
- (2) In the Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)—
- (a) in section 8 (abduction and unlawful detention), subsections (1) and (2) are repealed;
  - (b) section 15 (defence to charge of indecent assault) is repealed;
  - (c) <sup>F1</sup> .....
- (3) In the Crime and Punishment (Scotland) Act 1997 (c. 48), section 1 (imprisonment for life on further conviction for certain offences) is repealed.

#### Textual Amendments

- F1** S. 19(2)(c) repealed (1.12.2010) by [Sexual Offences \(Scotland\) Act 2009 \(asp 9\)](#), ss. 61(1), 62(2), [Sch. 6](#); S.S.I. 2010/357, [art. 2\(a\)](#)

**Changes to legislation:**

Criminal Justice (Scotland) Act 2003, Section 19 is up to date with all changes known to be in force on or before 20 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- specified provision(s) and purposes Appointed Day(s) by [S.S.I. 2003/439 art. 23Sch.](#) (Effect not applied to legislation.gov.uk. This S.S.I. is revoked (1.10.2003) by S.S.I. 2003/475, art. 4)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 16D inserted by [2023 asp 4 s. 14\(3\)](#)
- s. 16ZA inserted by [2023 asp 4 s. 14\(2\)](#)
- s. 17E(6) inserted by [2023 asp 4 s. 14\(7\)\(d\)](#)
- s. 17DA inserted by [2023 asp 4 s. 14\(6\)](#)
- s. 17ZA inserted by [2023 asp 4 s. 14\(4\)](#)
- s. 18A(5) inserted by [2023 asp 4 s. 14\(8\)\(b\)](#)