
Changes to legislation: There are currently no known outstanding effects for the Sexual Offences (Scotland) Act 2009, Paragraph 5. (See end of Document for details)

SCHEDULE 1 RELEVANT SEXUAL OFFENCES

PART 1

OFFENCES THAT MAY CURRENTLY BE COMMITTED

- 5 An offence under any of the following provisions of the Sexual Offences Act 2003 (c. 42) against a person under the age of 16—
- (a) section 1 (rape),
 - (b) section 2 (assault by penetration),
 - (c) section 3 (sexual assault),
 - (d) section 4 (causing a person to engage in sexual activity without consent),
 - (e) section 16 (abuse of position of trust: sexual activity with a child under 18),
 - (f) section 17 (abuse of position of trust: causing or inciting a child under 18 to engage in sexual activity),
 - (g) section 18 (abuse of position of trust: sexual activity in the presence of a child under 18),
 - (h) section 19 (abuse of position of trust: causing a child under 18 to watch a sexual act),
 - (i) section 25 (sexual activity with a family member under 18),
 - (j) section 26 (inciting a family member under 18 to engage in sexual activity),
 - (k) section 38 (care workers: sexual activity with a person with a mental disorder),
 - (l) section 39 (care workers: causing or inciting a person with a mental disorder to engage in sexual activity),
 - (m) section 40 (care workers: sexual activity in the presence of a person with a mental disorder),
 - (n) section 41 (care workers: causing a person with a mental disorder to watch a sexual act),
 - (o) section 47 (paying for sexual services of a person under 18),
 - (p) section 48 (causing or inciting a child under 18 to become a prostitute or to be involved in pornography),
 - (q) section 49 (controlling the activities of a child under 18 in relation to prostitution or involvement in pornography),
 - (r) section 50 (arranging or facilitating the prostitution or involvement in pornography of a child under 18),
 - (s) section 61 (administering a substance with intention of stupefying etc. for sexual activity),
 - (t) section 66 (exposure of genitals),
 - (u) section 67 (voyeurism).

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