



Abusive Behaviour and Sexual Harm (Scotland) Act 2016

2016 asp 22

PART 2

SEXUAL HARM

CHAPTER 4

SEXUAL RISK ORDERS

What order does

28 Content and duration of order

- (1) A sexual risk order is an order prohibiting the person against whom it is made from doing, or requiring the person to do, a thing or things described in the order.
- (2) A prohibition or requirement contained in a sexual risk order applies throughout the United Kingdom (unless expressly confined to particular localities).
- (3) A prohibition or requirement in a sexual risk order has effect for a fixed period, specified in the order, of not less than 2 years.
- (4) Different periods may be provided for different prohibitions or requirements.
- (5) The prohibitions and requirements which may be imposed in a sexual risk order are those necessary for the purpose of—
 - (a) protecting the public, or any particular members of the public, from harm from the respondent, or
 - (b) protecting children or vulnerable adults generally, or any particular children or vulnerable adults, from harm from the respondent outside the United Kingdom.

Changes to legislation: There are currently no known outstanding effects for the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, Section 28. (See end of Document for details)

- (6) Where a sheriff makes a sexual risk order in relation to a person already subject to such an order (whether made by that sheriff or another), the earlier order ceases to have effect.
- (7) A sexual risk order ceases to have effect, if it has not already done so, when all of the prohibitions or requirements in it have ceased to have effect.

Commencement Information

II S. 28 in force at 31.3.2023 by S.S.I. 2023/51, reg. 2 (with reg. 3)

Changes to legislation:

There are currently no known outstanding effects for the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, Section 28.