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STATUTORY INSTRUMENTS

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**2008 No. 1779**

**The Sexual Offences (Northern Ireland  
Consequential Amendments) Order 2008**

**PART 3**

**AMENDMENTS OF OTHER ACTS**

**Amendment of the Criminal Justice and Public Order Act 1994**

**16.**—(1) The Criminal Justice and Public Order Act 1994<sup>(1)</sup> is amended as follows.

(2) In section 25(2)(d) omit “or Northern Ireland”.

(3) In section 25(d)—

(a) after paragraph (m) insert—

“(ma) an offence under Article 5 of the Sexual Offences (Northern Ireland) Order 2008 (rape);

(mb) an offence under Article 6 of that Order (assault by penetration);

(mc) an offence under Article 8 of that Order (causing a person to engage in sexual activity without consent) where the activity caused involved penetration within paragraph (4)(a) to (d) of that Article;

(md) an offence under Article 12 of that Order (rape of a child under 13);

(me) an offence under Article 13 of that Order (assault of a child under 13 by penetration);

(mf) an offence under Article 15 of that Order (causing or inciting a child under 13 to engage in sexual activity) where an activity involving penetration within paragraph (2)(a) to (d) of that Article was caused;

(mg) an offence under Article 43 of that Order (sexual activity with a person with a mental disorder impeding choice) where the touching involved penetration within paragraph (3)(a) to (d) of that Article;

(mh) an offence under Article 44 of that Order (causing or inciting a person, with a mental disorder impeding choice, to engage in sexual activity) where an activity involving penetration within paragraph (3)(a) to (d) of that Article was caused;”;

and

(b) in paragraph (n) for “(m)” substitute “(mh)”.

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<sup>(1)</sup> 1994 c. 33. Section 25 was amended by paragraph 32 of Schedule 6 to the Sexual Offences Act 2003 (c. 42).