

SCHEDULE

Article 22

MEANING OF “OFFENCE AGAINST A CHILD”

1. The offences mentioned in Article 22(1)(a) are—
 - (a) an offence under section 4 of the Criminal Law Amendment Act 1885 (c. 69) (defilement of girl under 14),
 - (b) an offence under section 5 of that Act (defilement of girl under 17),
 - (c) an offence under section 6 of that Act (permitting defilement of young girls on premises),
 - (d) an offence under section 7 of that Act (abduction of girl with intent to have carnal knowledge),
 - (e) an offence under section 1 of the Infanticide Act (Northern Ireland) 1939 (c. 5) (infanticide),
 - (f) an offence under section 20 of the Children and Young Persons Act (Northern Ireland) 1968 (c. 34) (cruelty to children),
 - (g) an offence under section 21 of that Act (causing or encouraging seduction or prostitution of girl under 17),
 - (h) an offence under section 22 of that Act (indecent conduct towards child),
 - (i) an offence under section 23 of that Act (allowing child or young person to be in brothel),
 - (j) an offence under Article 3 of the Protection of Children (Northern Ireland) Order 1978 (NI 17) (indecent photographs of children),
 - (k) an offence under Article 9 of the Criminal Justice (Northern Ireland) Order 1980 (NI 6) (inciting girl under 16 to incest),
 - (l) an offence under Article 3 of the Child Abduction (Northern Ireland) Order 1985 (NI 17) (abduction of child by parent),
 - (m) an offence under Article 15 of the Criminal Justice (Evidence, Etc.) (Northern Ireland) Order 1988 (NI 17) (possession of indecent photograph of child),
 - (n) an offence under section 3 of the Sexual Offences (Amendment) Act 2000 (c. 44) (abuse of trust).
2. The offences mentioned in Article 22(1)(b) are—
 - (a) murder,
 - (b) manslaughter,
 - (c) rape,
 - (d) kidnapping,
 - (e) false imprisonment,
 - (f) an offence under section 18 or 20 of the Offences against the Person Act 1861 (c. 100) (wounding and causing grievous bodily harm),
 - (g) an offence under section 47 of that Act (assault occasioning actual bodily harm),
 - (h) an offence under section 52 of that Act (indecent assault on a female),
 - (i) an offence under section 53, 54 or 55 of that Act (abduction of woman or girl),
 - (j) an offence under section 61 or 62 of that Act (buggery, attempted buggery, assault with intent to commit buggery and indecent assault on a male),
 - (k) an offence under section 2 or 3 of the Criminal Law Amendment Act 1885 (c. 69) (procuring girl or woman),

Status: This is the original version (as it was originally made).

- (l) an offence under section 8 of that Act (unlawful detention of girl or woman with intent to have carnal knowledge).
3. A person falls within this paragraph if—
- (a) he commits an offence under section 16 of the Offences against the Person Act 1861 (c. 100) (threats to kill) by making a threat to kill a child,
 - (b) he commits an offence under section 1 of the Punishment of Incest Act 1908 (c. 45) (incest by a man) by having sexual intercourse with a child,
 - (c) she commits an offence under section 2 of that Act (incest by a woman) by allowing a child to have sexual intercourse with her,
 - (d) he commits an offence under section 9(1)(a) of the Theft (Northern Ireland) Act 1969 (c. 16) (burglary), by entering a building or part of a building with intent to rape a child,
 - (e) he commits an offence under section 4(3) of the Misuse of Drugs Act 1971 (c. 38) by—
 - (i) supplying or offering to supply a Class A drug to a child,
 - (ii) being concerned in the supplying of such a drug to a child, or
 - (iii) being concerned in the making to a child of an offer to supply such a drug,
 - (f) he commits an offence under Article 7 of the [Homosexual Offences \(Northern Ireland\) Order 1982 \(NI 19\)](#) (procuring others to commit homosexual acts) by—
 - (i) procuring a child to commit an act of buggery with any person, or
 - (ii) procuring any person to commit an act of buggery with a child,
 - (g) he commits an offence under Article 8 of that Order (living on earnings of male prostitution) by living wholly or in part on the earnings of prostitution of a child,
 - (h) he commits an offence under Article 122 or 123 of the [Mental Health \(Northern Ireland\) Order 1986 \(NI 4\)](#) (protection of patients) in relation to a child,
 - (i) he commits an offence of—
 - (i) aiding, abetting, counselling, procuring or inciting the commission of an offence against a child, or
 - (ii) conspiring or attempting to commit such an offence.