
STATUTORY INSTRUMENTS

2008 No. 1769 (N.I. 2)

NORTHERN IRELAND

The Sexual Offences (Northern Ireland) Order 2008

*Made - - - - 9th July 2008
Coming into operation in accordance with Article
1(2) and (3)*

THE SEXUAL OFFENCES (NORTHERN IRELAND) ORDER 2008

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5. Rape

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Changes to legislation: The Sexual Offences (Northern Ireland) Order 2008 is up to date with all changes known to be in force on or before 10 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. (See end of Document for details) View outstanding changes

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- 64. Keeping a brothel used for prostitution
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- 68. Sex with an adult relative: penetration
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- 72. Voyeurism: interpretation
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SCHEDULES

SCHEDULE 1 — Minor and consequential amendments

- *Belfast Improvement Act 1845 (c. cxlii)*
- 1. (1) Section 167 of the Belfast Improvement Act 1845 is...
 - *Town Police Clauses Act 1847 (c. 89)*
- 2. (1) Section 28 of the Town Police Clauses Act 1847...
 - *Towns Improvement (Ireland) Act 1854 (c. 103)*
- 3. (1) Section 72 of the Towns Improvement (Ireland) Act 1854...
 - *Offences Against the Person Act 1861 (c. 100)*
- 4. In the Offences Against the Person Act 1861, omit—

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- *Criminal Law Amendment Act 1885* (c. 69)
5. In the *Criminal Law Amendment Act 1885* omit—
 - *Punishment of Incest Act 1908* (c. 45)
6. In the *Punishment of Incest Act 1908* omit—
 - *Criminal Law Amendment Act (Northern Ireland) 1923* (c. 8)
7. (1) The *Criminal Law Amendment Act (Northern Ireland) 1923* is...
 - *Criminal Law and Prevention of Crime (Amendment) Act (Northern Ireland) 1930* (c. 3)
8. (1) The *Criminal Law and Prevention of Crime (Amendment) Act...*
 - *Age of Marriage Act (Northern Ireland) 1951* (c. 25)
9. In the *Age of Marriage Act (Northern Ireland) 1951*, omit...
 - *Visiting Forces Act 1952* (c. 67)
10. (1) The *Visiting Forces Act 1952* is amended as follows...
 - *Attempted Rape, etc., Act (Northern Ireland) 1960* (c. 3)
11. In the *Attempted Rape, etc., Act (Northern Ireland) 1960*, omit...
 - *Children and Young Persons Act (Northern Ireland) 1968* (c. 34)
12. (1) The *Children and Young Persons Act (Northern Ireland) 1968*...
 - *Theft Act (Northern Ireland) 1969* (c. 16)
13. (1) The *Theft Act (Northern Ireland) 1969* is amended as...
 - *Criminal Justice (Northern Ireland) Order 1980* (NI 6)
14. In the *Criminal Justice (Northern Ireland) Order 1980*, omit Article...
 - *Magistrates' Courts (Northern Ireland) Order 1981* (NI 26)
15. In Schedule 2 to the *Magistrates' Courts (Northern Ireland) Order...*
 - *Criminal Attempts and Conspiracy (Northern Ireland) Order 1983* (NI 13)
16. (1) The *Criminal Attempts and Conspiracy (Northern Ireland) Order 1983*...
 - *Mental Health (Northern Ireland) Order 1986* (NI 4)
17. In the *Mental Health (Northern Ireland) Order 1986*, omit—
 - *Criminal Justice (Northern Ireland) Order 1986* (NI 15)
18. In the *Criminal Justice (Northern Ireland) Order 1986*, omit paragraph...
 - *Adoption (Northern Ireland) Order 1987* (NI 22)
19. In Article 47(1) of the *Adoption (Northern Ireland) Order 1987*...
 - *Police and Criminal Evidence (Northern Ireland) Order 1989* (NI 12)
20. (1) Schedule 2 to the *Police and Criminal Evidence (Northern...*
 - *Treatment of Offenders (Northern Ireland) Order 1989* (NI 15)
21. In the *Treatment of Offenders (Northern Ireland) Order 1989*, omit...
 - *Sexual Offences (Amendment) Act 1992* (c. 34)
22. (1) The *Sexual Offences (Amendment) Act 1992* is amended as...
 - *Health and Personal Social Services (Northern Ireland) Order 1994* (NI 2)
23. In Schedule 1 to the *Health and Personal Social Services...*
 - *Sexual Offences (Conspiracy and Incitement) Act 1996* (c. 29)
24. (1) Paragraph 2 of the Schedule to the *Sexual Offences...*
 - *Industrial Tribunals (Northern Ireland) Order 1996* (NI 18)
25. In Article 13(5)(b) of the *Industrial Tribunals (Northern Ireland) Order...*
 - *Criminal Justice (Children) (Northern Ireland) Order 1998* (NI 9)
26. In paragraph 1 of Schedule 1 to the *Criminal Justice...*
 - *Criminal Evidence (Northern Ireland) Order 1999* (NI 8)
27. (1) The *Criminal Evidence (Northern Ireland) Order 1999* is amended...
 - *Criminal Justice and Court Services Act 2000* (c. 43)
28. In the *Criminal Justice and Court Services Act 2000*, omit...
 - *Proceeds of Crime Act 2002* (c. 29)

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29. (1) Paragraph 8 of Schedule 5 to the Proceeds of...
— *Criminal Justice Act 2003 (c. 44)*
30. The Criminal Justice Act 2003 is amended as follows.
31. (1) Part 2 of Schedule 5 (qualifying offences for the...
— *Criminal Justice (Northern Ireland) Order 2003 (NI 13)*
32. In the Criminal Justice (Northern Ireland) Order 2003—
— *Criminal Justice (Northern Ireland) Order 2004 (NI 9)*
33. (1) Schedule 4 to the Criminal Justice (Northern Ireland) Order...
— *Firearms (Northern Ireland) Order 2004 (NI 3)*
34. (1) Schedule 4 to the Firearms (Northern Ireland) Order 2004...
— *Criminal Justice (Northern Ireland) Order 2008 (NI 1)*
35. (1) The Criminal Justice (Northern Ireland) Order 2008 is amended...

SCHEDULE 2 — Transitional and Transitory Provisions

— *Continuity of sexual offences law*

1. (1) This paragraph applies where, in any proceedings—
— *Protection of Children and Vulnerable Adults (Northern Ireland) Order 2003 (NI 4)*
2. (1) Until Article 60 of, and Schedule 8 to, the...

SCHEDULE 3 — Repeals

Explanatory Note

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Changes and effects yet to be applied to :

- art. 34(1)(b) words inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 71](#)
- art. 36(1)(b) words inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 72](#)
- art. 68(3)(b) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 73](#)
- art. 69(3)(b) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 74](#)