

SCHEDULE

Automatic prohibition: conditions and offences

PART 1

Conditions for automatic prohibition

8.—(1) Condition E (automatic inclusion: overseas offence) is that on or after 15th June 2007 the person has been found to have done an act which—

- (a) constituted an offence under the law in force in a country outside the United Kingdom; and
- (b) would constitute an offence mentioned in sub-paragraph (2) if it had been done in any part of the United Kingdom.

(2) Sub-paragraph (1)(b) applies in relation to—

- (a) any offence set out in Parts 2 and 3;
- (b) any offence set out in Part 4 committed against or involving a child;
- (c) any offence set out in Part 5 committed against or involving a child under 16; or
- (d) any offence that is related to an offence mentioned in paragraphs (a) to (c).

(3) In sub-paragraph (1) a person has been “found to have done an act which constituted an offence” if, under the law in force in a country outside the United Kingdom—

- (a) he has been convicted of an offence (whether or not he has been punished for it);
- (b) he has been cautioned in respect of an offence;
- (c) a court exercising jurisdiction under that law has made in respect of an offence a finding equivalent to a finding that he is not guilty by reason of insanity; or
- (d) such a court has made in respect of an offence a finding equivalent to a finding that he is under a disability and did the act charged against him in respect of the offence.

(4) An act punishable under the law in force in a country outside the United Kingdom constitutes an offence under that law for the purposes of sub-paragraphs (1) and (3) however it is described in that law.