



Protection of Children Act 1978

1978 CHAPTER 37

2 Evidence.

- (1) F1
(2) F2

(3) In proceedings under this Act [^{F3}relating to indecent photographs of children] a person is to be taken as having been a child at any material time if it appears from the evidence as a whole that he was then under the age of 16.

Textual Amendments

- F1** S. 2(1) repealed by [Police and Criminal Evidence Act 1984](#) (c. 60, SIF 95), s. 119(2), [Sch. 7 Pt. V](#)
F2 S. 2(2) repealed by [Magistrates' Courts Act 1980](#) (c. 43, SIF 82), [Sch. 9](#)
F3 Words in s. 2(3) inserted (3.2.1995) by [1994 c. 33](#), s. 168(2), [Sch. 10 para. 37\(2\)](#); S.I. 1995/127, art. 2(1), [Sch1](#) Appendix B

Modifications etc. (not altering text)

- C1** Ss. 1(3), 2(3), 3, 7 amended by [Criminal Justice Act 1988](#) (c. 33, SIF 39:1), s. 160(4), [Sch. 8 para. 16](#)

Status:

Point in time view as at 03/02/1995. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Protection of Children Act 1978, Section 2.