



Female Genital Mutilation Act 2003

2003 CHAPTER 31

[^{F1}5C Guidance

- (1) The Secretary of State may issue guidance to whatever persons in England and Wales the Secretary of State considers appropriate about—
 - (a) the effect of any provision of this Act, or
 - (b) other matters relating to female genital mutilation.
- (2) A person exercising public functions to whom guidance is given under this section must have regard to it in the exercise of those functions.
- (3) Nothing in this section permits the Secretary of State to give guidance to any court or tribunal.
- (4) Before issuing guidance under this section the Secretary of State must consult—
 - (a) the Welsh Ministers so far as the guidance is to a body exercising devolved Welsh functions;
 - (b) any person whom the Secretary of State considers appropriate.
- (5) A body is exercising “devolved Welsh functions” if its functions are exercisable only in or as regards Wales and are wholly or mainly functions relating to—
 - (a) a matter in respect of which functions are exercisable by the Welsh Ministers, the First Minister for Wales or the Counsel General to the Welsh Government, or
 - (b) a matter within the legislative competence of the National Assembly for Wales.
- (6) The Secretary of State may from time to time revise any guidance issued under this section.
- (7) Subsections (2) and (3) have effect in relation to any revised guidance.
- (8) Subsection (4) has effect in relation to any revised guidance unless the Secretary of State considers the proposed revisions of the guidance are insubstantial.
- (9) The Secretary of State must publish the current version of any guidance issued under this section.]

Status: Point in time view as at 31/10/2015. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the
Female Genital Mutilation Act 2003, Section 5C. (See end of Document for details)

Textual Amendments

- F1** S. 5C inserted (E.W.) (31.10.2015) by [Serious Crime Act 2015 \(c. 9\)](#), **ss. 75(1)**, 88(1); S.I. 2015/1809, reg. 2(b)

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