Sexual Offences Act 2003

CHAPTER 42

SEXUAL OFFENCES ACT 2003

PART 1

SEXUAL OFFENCES

Rape

1 Rape

Assault

2 Assault by penetration
3 Sexual assault

Causing sexual activity without consent

4 Causing a person to engage in sexual activity without consent

Rape and other offences against children under 13

5 Rape of a child under 13
6 Assault of a child under 13 by penetration
7 Sexual assault of a child under 13
8 Causing or inciting a child under 13 to engage in sexual activity

Child sex offences

9 Sexual activity with a child
10 Causing or inciting a child to engage in sexual activity
11 Engaging in sexual activity in the presence of a child
12 Causing a child to watch a sexual act
13 Child sex offences committed by children or young persons
14 Arranging or facilitating commission of a child sex offence
15 Meeting a child following sexual grooming etc.
15A Sexual communication with a child

Abuse of position of trust

16 Abuse of position of trust: sexual activity with a child
17 Abuse of position of trust: causing or inciting a child to engage in sexual activity
18 Abuse of position of trust: sexual activity in the presence of a child
19 Abuse of position of trust: causing a child to watch a sexual act
20 Abuse of position of trust: acts done in Scotland
21 Positions of trust
22 Positions of trust: interpretation
23 Sections 16 to 19: exception for spouses and civil partners
24 Sections 16 to 19: sexual relationships which pre-date position of trust

Familial child sex offences

25 Sexual activity with a child family member
26 Inciting a child family member to engage in sexual activity
27 Family relationships
28 Sections 25 and 26: exception for spouses and civil partners
29 Sections 25 and 26: sexual relationships which pre-date family relationships

Offences against persons with a mental disorder impeding choice

30 Sexual activity with a person with a mental disorder impeding choice
31 Causing or inciting a person, with a mental disorder impeding choice, to engage in sexual activity
32 Engaging in sexual activity in the presence of a person with a mental disorder impeding choice
33 Causing a person, with a mental disorder impeding choice, to watch a sexual act

Inducements etc. to persons with a mental disorder

34 Inducement, threat or deception to procure sexual activity with a person with a mental disorder
35 Causing a person with a mental disorder to engage in or agree to engage in sexual activity by inducement, threat or deception
36 Engaging in sexual activity in the presence, procured by inducement, threat or deception, of a person with a mental disorder
37 Causing a person with a mental disorder to watch a sexual act by inducement, threat or deception

Care workers for persons with a mental disorder

38 Care workers: sexual activity with a person with a mental disorder
39 Care workers: causing or inciting sexual activity
40 Care workers: sexual activity in the presence of a person with a mental disorder
41 Care workers: causing a person with a mental disorder to watch a sexual act
42 Care workers: interpretation
43 Sections 38 to 41: exception for spouses and civil partners
44 Sections 38 to 41: sexual relationships which pre-date care relationships

Indecent photographs of children
45 Indecent photographs of persons aged 16 or 17
46 Criminal proceedings, investigations etc.

Sexual exploitation of children
47 Paying for sexual services of a child
48 Causing or inciting sexual exploitation of a child
49 Controlling a child in relation to sexual exploitation
50 Arranging or facilitating sexual exploitation of a child
51 Sections 48 to 50: interpretation

Prostitution
51A Soliciting
52 Causing or inciting prostitution for gain
53 Controlling prostitution for gain
53A Paying for sexual services of a prostitute subjected to force etc.
54 Sections 51A to 53A: interpretation

Amendments relating to prostitution
55 Penalties for keeping a brothel used for prostitution
56 Extension of gender-specific prostitution offences

Trafficking
57 Trafficking into the UK for sexual exploitation
58 Trafficking within the UK for sexual exploitation
58A Trafficking outside the UK for sexual exploitation
59 Trafficking out of the UK for sexual exploitation
59A Trafficking people for sexual exploitation
60 Section 59A: interpretation
60A Forfeiture of land vehicle, ship or aircraft
60B Detention of land vehicle, ship or aircraft
60C Sections 60A and 60B: interpretation

Preparatory offences
61 Administering a substance with intent
62 Committing an offence with intent to commit a sexual offence
63 Trespass with intent to commit a sexual offence

Sex with an adult relative
64 Sex with an adult relative: penetration
65 Sex with an adult relative: consenting to penetration

Other offences
66 Exposure
67 Voyeurism
67A Voyeurism: additional offences
68 Voyeurism: interpretation
69 Intercourse with an animal
70 Sexual penetration of a corpse
71 Sexual activity in a public lavatory

Offences outside the United Kingdom

72 Offences outside the United Kingdom

Supplementary and general

73 Exceptions to aiding, abetting and counselling
74 “Consent”
75 Evidential presumptions about consent
76 Conclusive presumptions about consent
77 Sections 75 and 76: relevant acts
78 “Sexual”
79 Part 1: general interpretation

PART 2
NOTIFICATION AND ORDERS

Notification requirements

80 Persons becoming subject to notification requirements
81 Persons formerly subject to Part 1 of the Sex Offenders Act 1997
82 The notification period
83 Notification requirements: initial notification
84 Notification requirements: changes
85 Notification requirements: periodic notification
85A Notification requirements: absence from notified residence
86 Notification requirements: travel outside the United Kingdom
87 Method of notification and related matters
88 Section 87: interpretation
88A Review of indefinite notification requirements: applicable persons
88B Review of indefinite notification requirements: date of discharge and further date of discharge
88C Review of the indefinite notification requirements: procedure and grounds
88D Review of indefinite notification requirement: transitional cases
88E Review of indefinite notification requirements: further review
88F Review of the indefinite notification requirements: application to a sheriff
88G Review of indefinite notification requirements: appeals
88H Review of indefinite notification requirements: power to amend periods
88I Discharge from indefinite notification requirements: England, Wales and Northern Ireland
89 Young offenders: parental directions
90 Parental directions: variations, renewals and discharges
91 Offences relating to notification
91A Review of indefinite notification requirements: qualifying relevant offender
91B  Review of indefinite notification requirements: application for review and qualifying dates
91C  Review of indefinite notification requirements: determination of application for review 91D  Review of indefinite notification requirements: factors applying to determination under section 91C
91E  Review of indefinite notification requirements: appeals
91F  Review of indefinite notification requirements: guidance
92  Certificates for purposes of Part 2
93  Acts which are no longer offences

**Information for verification**

94  Part 2: supply of information to Secretary of State etc. for verification
95  Part 2: supply of information by Secretary of State etc.

**Information about release or transfer**

96  Information about release or transfer

**Offences committed in a country outside the United Kingdom**

96A  Offences committed in a country outside the United Kingdom 96AA Convictions, etc. in a country which is not a member of the Council of Europe

**Entry and examination of home address**

96A  Police powers of entry to and examination of relevant offender's home address

**Entry and search of home address**

96B  Power of entry and search of relevant offender's home address

**Notification orders**

97  Notification orders: applications and grounds
98  Notification orders: effect
99  Sections 97 and 98: relevant offences
100  Interim notification orders
101  Notification orders and interim notification orders: appeals
102  Appeals in relation to notification orders and interim notification orders: Scotland
103  Sections 97 to 100: Scotland

**Sexual harm prevention orders (England and Wales)**

103A  Sexual harm prevention orders: applications and grounds
103B  Section 103A: supplemental
103C  SHPOs: effect
103D  SHPOs: prohibitions on foreign travel
103E  SHPOs: variations, renewals and discharges
103F  Interim SHPOs
103G  SHPOs and interim SHPOs: notification requirements
103H  SHPOs and interim SHPOs: appeals
103I Offence: breach of SHPO or interim SHPO etc
103J SHPOs and interim SHPOs: guidance
103K SHPOs and interim SHPOs: supplementary

Sexual offences prevention orders (Scotland and Northern Ireland)

104 Sexual offences prevention orders: applications and grounds
105 SOPOs: further provision as respects Scotland
106 Section 104: supplemental
107 SOPOs: effect
108 SOPOs: variations, renewals and discharges
109 Interim SOPOs
110 Appeals in relation to SOPOs and interim SOPOs: Northern Ireland
111 Appeals in relation to SOPOs and interim SOPOs: Scotland
111A SOPO and interim SOPO requirements: Scotland
112 Sections 104 and 106 to 109: Scotland
113 Offence: breach of SOPO or interim SOPO etc

Foreign travel orders (Scotland and Northern Ireland)

114 Foreign travel orders: applications and grounds
115 Section 114: interpretation
116 Section 114: qualifying offenders
117 Foreign travel orders: effect
117A Surrender of passports: Northern Ireland
117B Surrender of passports: Scotland
118 Foreign travel orders: variations, renewals and discharges
119 Appeals in relation to foreign travel orders: Northern Ireland
120 Appeals in relation to foreign travel orders: Scotland
121 Sections 114 to 118: Scotland
122 Offence: breach of foreign travel order etc

Sexual risk orders (England and Wales)

122A Sexual risk orders: applications, grounds and effect
122B Section 122A: interpretation
122C Sexual risk orders: prohibitions on foreign travel
122D Sexual risk order: variations, renewals and discharges
122E Interim sexual risk orders
122F Sexual risk orders and interim sexual risk orders: notification requirements
122G Sexual risk orders and interim sexual risk orders: appeals
122H Offence: breach of sexual risk order or interim sexual risk order etc
122I Effect of conviction etc of an offence under section 122H etc
122J Sexual risk orders and interim sexual risk orders: guidance
122K Sexual risk orders and interim sexual risk orders: supplementary

Risk of sexual harm orders (Northern Ireland)

123 Risk of sexual harm orders: applications, grounds and effect
124 Section 123: interpretation
125 RSHOs: variations, renewals and discharges
126 Interim RSHOs
127 RSHOs and interim RSHOs: appeals
128 Offence: breach of RSHO or interim RSHO etc
<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>129</td>
<td>Effect of conviction etc. of an offence under section 128 etc</td>
</tr>
<tr>
<td>130</td>
<td>Power to amend Schedules 3 and 5</td>
</tr>
<tr>
<td>131</td>
<td>Young offenders: application</td>
</tr>
<tr>
<td>132</td>
<td>Offences with thresholds</td>
</tr>
<tr>
<td>132A</td>
<td>Disapplication of time limit for complaints</td>
</tr>
<tr>
<td>133</td>
<td>Part 2: general interpretation</td>
</tr>
<tr>
<td>134</td>
<td>Conditional discharges and probation orders</td>
</tr>
<tr>
<td>135</td>
<td>Interpretation: mentally disordered offenders</td>
</tr>
<tr>
<td>136</td>
<td>Part 2: Northern Ireland</td>
</tr>
<tr>
<td>136ZA</td>
<td>Application of orders throughout the United Kingdom</td>
</tr>
<tr>
<td>136ZB</td>
<td>Order ceases to have effect when new order made</td>
</tr>
<tr>
<td>136ZC</td>
<td>Variation of sexual harm prevention order by court in Northern Ireland</td>
</tr>
<tr>
<td>136ZD</td>
<td>Variation of sexual risk order by court in Northern Ireland</td>
</tr>
<tr>
<td><strong>PART 2A</strong></td>
<td></td>
</tr>
<tr>
<td><strong>CLOSURE ORDERS</strong></td>
<td></td>
</tr>
<tr>
<td><strong>Basic definitions</strong></td>
<td></td>
</tr>
<tr>
<td>136A</td>
<td>Meaning of specified prostitution offence etc.</td>
</tr>
<tr>
<td><strong>Closure notices</strong></td>
<td></td>
</tr>
<tr>
<td>136B</td>
<td>Power to authorise issue of closure notice: prostitution or pornography offences</td>
</tr>
<tr>
<td>136BA</td>
<td>Power to authorise issue of closure notice: child sex offences in England and Wales</td>
</tr>
<tr>
<td>136C</td>
<td>Contents and service of closure notice</td>
</tr>
<tr>
<td><strong>Closure orders</strong></td>
<td></td>
</tr>
<tr>
<td>136D</td>
<td>Power to make a closure order</td>
</tr>
<tr>
<td>136E</td>
<td>Making of closure orders: supplementary provision</td>
</tr>
<tr>
<td><strong>Enforcement</strong></td>
<td></td>
</tr>
<tr>
<td>136F</td>
<td>Closure order: enforcement</td>
</tr>
<tr>
<td>136G</td>
<td>Closure of premises: offences</td>
</tr>
<tr>
<td><strong>Extension and discharge of closure orders</strong></td>
<td></td>
</tr>
<tr>
<td>136H</td>
<td>Applications for extension of closure order</td>
</tr>
<tr>
<td>136I</td>
<td>Orders extending closure orders</td>
</tr>
<tr>
<td>136J</td>
<td>Discharge of closure order</td>
</tr>
<tr>
<td><strong>Appeals against closure orders etc.</strong></td>
<td></td>
</tr>
<tr>
<td>136K</td>
<td>Appeals</td>
</tr>
</tbody>
</table>
Access to other premises

136L Access to other premises

Reimbursement of costs, compensation etc.

136M Reimbursement of costs
136N Exemption from liability for certain damages
136O Compensation

General

136P Guidance
136Q Issue of closure notices by persons other than police officers
136R Interpretation

PART 3

GENERAL

137 Service courts
138 Orders and regulations
139 Minor and consequential amendments
140 Repeals and revocations
141 Commencement
142 Extent, saving etc.
143 Short title

SCHEDULES

SCHEDULE 1 — Extension of gender-specific prostitution offences

Sexual Offences Act 1956 (c. 69)
1 In section 36 of the Sexual Offences Act 1956 (permitting...

Street Offences Act 1959 (c. 57)
2 In section 1(1) of the Street Offences Act 1959 (loitering...
3 Extension of gender-specific prostitution offences

Sexual Offences Act 1985 (c. 44)
4 Extension of gender-specific prostitution offences

SCHEDULE 2 — Sexual offences to which section 72 applies

England and Wales
1 In relation to England and Wales, the following are sexual...

Northern Ireland
2 Sexual offences to which section 72 applies
General

A reference in paragraph 1 . . . to an...

SCHEDULE 3 — Sexual offences for purposes of Part 2

England and Wales

1 An offence under section 1 of the Sexual Offences Act...
2 An offence under section 5 of that Act (intercourse with...
3 An offence under section 6 of that Act (intercourse with...
4 An offence under section 10 of that Act (incest by...
5 An offence under section 12 of that Act (buggery) if—...
6 An offence under section 13 of that Act (indecency between...
7 An offence under section 14 of that Act (indecent assault...
8 An offence under section 15 of that Act (indecent assault...
9 An offence under section 16 of that Act (assault with...
10 An offence under section 28 of that Act (causing or...
11 An offence under section 1 of the Indecency with Children...
12 An offence under section 54 of the Criminal Law Act...
13 An offence under section 1 of the Protection of Children...
14 An offence under section 170 of the Customs and Excise...
15 An offence under section 160 of the Criminal Justice Act...
16 An offence under section 3 of the Sexual Offences (Amendment)...
17 An offence under section 1 or 2 of this Act...
18 An offence under section 3 of this Act (sexual assault)...
19 An offence under any of sections 4 to 6 of...
20 An offence under section 7 of this Act (sexual assault)...
21 An offence under any of sections 8 to 12 of...
22 An offence under section 13 of this Act (child sex...
23 An offence under section 14 of this Act (arranging or...
24 An offence under section 15 of this Act (meeting a...
24A An offence under section 15A of this Act (sexual communication...
25 An offence under any of sections 16 to 19 of...
26 An offence under section 25 or 26 of this Act...
27 An offence under any of sections 30 to 37 of...
28 An offence under any of sections 38 to 41 of...
29 An offence under section 47 of this Act (paying for...
29A An offence under section 48 of this Act (causing or...
29B An offence under section 49 of this Act (controlling a...
29C An offence under section 50 of this Act (arranging or...
30 An offence under section 61 of this Act (administering a...
31 An offence under section 62 or 63 of this Act...
32 An offence under section 64 or 65 of this Act...
33 An offence under section 66 of this Act (exposure) if—...
34 An offence under section 67 of this Act (voyeurism) if—...
34A (1) An offence under section 67A of this Act (voyeurism:...
35 An offence under section 69 or 70 of this Act...
35A An offence under section 63 of the Criminal Justice and...
35B An offence under section 62(1) of the Coroners and Justice...
35C An offence under section 69 of the Serious Crime Act...
Scotland

36 Rape at common law.
37 Clandestine injury to women.
38 Abduction of woman or girl with intent to rape.
38A Abduction with intent to commit rape under section 1 (rape).
38B Abduction with intent to commit rape under section 18 (rape).
39 Assault with intent to rape or ravish.
39A Assault with intent to commit rape under section 1 (rape).
39B Assault with intent to commit rape under section 18 (rape).
40 Indecent assault.
41 Lewd, indecent or libidinous behaviour or practices.
41A Public indecency if— (a) a person (other than the offender).
42 Shameless indecency, if a person (other than the offender) involved.
43 Sodomy, unless every person involved in the offence was 16.
44 An offence under section 170 of the Customs and Excise.
44A An offence under section 51A of the Civic Government (Scotland).
45 An offence under section 52 of the Civic Government (Scotland).
46 An offence under section 52A of that Act (possession of).
47 An offence under section 106 of the Mental Health (Scotland).
48 An offence under section 107 of that Act (protection of).
49 An offence under section 1 of the Criminal Law (Consolidation).
50 An offence under section 2 of that Act (intercourse with).
51 An offence under section 3 of that Act (intercourse with).
52 An offence under section 5 of that Act (unlawful intercourse).
53 An offence under section 6 of that Act (indecent behaviour).
54 An offence under section 8 of that Act (abduction of).
55 An offence under section 10 of that Act (person having).
56 An offence under section 13(5) of that Act (homosexual offences).
57 An offence under section 3 of the Sexual Offences (Amendment).
58 An offence under section 311(1) of the Mental Health (Care).
59 An offence under section 313(1) of that Act (persons providing).
59A An offence under section 1 of the Protection of Children.
59B An offence under section 9 of that Act (paying for).
59C An offence under any of sections 10 to 12 of....
59D An offence under section 1 of the Sexual Offences (Scotland).
59E An offence under section 2 of that Act (sexual assault).
59F An offence under section 3 of that Act (sexual assault). ....
59G An offence under section 4 of that Act (sexual coercion). ....
59H An offence under section 5 of that Act (coercing a...)
59I An offence under section 6 of that Act (coercing a...)
59J An offence under section 7(1) of that Act (communicating indecently). ....
59K An offence under section 7(2) of that Act (causing a...)
59L An offence under section 8 of that Act (sexual exposure). ...
59M An offence under section 9 of that Act (voyeurism).
59N An offence under section 11 of that Act (administering a...)
59O An offence under section 18 of that Act (rape of...
An offence under section 24(2) of that Act (causing a... An offence under section 25 of that Act (sexual exposure... An offence under section 26 of that Act (voyeurism towards... An offence under section 28 of that Act (having intercourse... An offence under section 29 of that Act (engaging in... An offence under section 30 of that Act (engaging in... An offence under section 31 of that Act (causing an... An offence under section 32 of that Act (causing an... An offence under section 33 of that Act (causing an... An offence under section 34(1) of that Act (communicating indecently... An offence under section 34(2) of that Act (causing an... An offence under section 35 of that Act (sexual exposure... An offence under section 36 of that Act (voyeurism towards... An offence under section 37(1) of that Act (engaging while... An offence under section 37(4) of that Act (engaging while... An offence under section 42 of that Act (sexual abuse... An offence under section 46 of that Act (sexual abuse... An offence in Scotland other than is mentioned in paragraphs... Rape.

An offence under section 52 of the Offences against the... An offence under section 53 or 54 of that Act... An offence under section 61 of that Act (buggery) if—... An offence under section 62 of that Act of assault... An offence under section 62 of that Act of indecent... An offence under section 2 of the Criminal Law Amendment... An offence under section 3 of that Act (procuring defilement... An offence under section 4 of that Act of unlawful... An offence under section 5 of that Act of unlawful... An offence under section 7 of that Act (abduction of... An offence under section 11 of that Act (homosexual offences)... An offence under section 1 of the Punishment of Incest... An offence under section 2 of that Act (incest by... An offence under section 21 of the Children and Young... An offence under section 22 of that Act (indecent conduct... An offence under Article 3 of the Protection of Children... An offence under section 170 of the Customs and Excise... An offence under Article 9 of the Criminal Justice (Northern... An offence under Article 122 of the Mental Health (Northern... An offence under Article 123 of that Order (offences against... An offence under Article 15 of the Criminal Justice (Evidence,... An offence under section 3 of the Sexual Offences (Amendment)... An offence under Article 19 of the Criminal Justice (Northern... An offence under Article 20 of that Order (assault with... An offence under Article 21 of that Order (indecent assault... An offence under section 15 of this Act (meeting a... An offence under any of sections 16 to 19 of... An offence under section 47 of this Act (paying for... An offence under section 48 of this Act (causing or... An offence under section 49 of this Act (controlling a... An offence under section 50 of this Act (arranging or...

Northern Ireland
An offence under section 66 of this Act (exposure) if—...
An offence under section 67 of this Act (voyeurism) if—...
An offence under section 69 or 70 of this Act...
An offence under section 63 of the Criminal Justice and...
An offence under Article 5 or 6 of the Sexual...
An offence under Article 7 of that Order (sexual assault)...
An offence under Article 8, 12 or 13 of that...
An offence under Article 14 of that Order (sexual assault)...
An offence under any of Articles 15 to 19 of...
An offence under Article 20 of that Order (sexual offences)...
An offence under Article 21 of that Order (arranging or...
An offence under Article 22A of that Order (sexual ...  
An offence under Article 22 of that Order (meeting a...  
An offence under any of Articles 23 to 26 of...
An offence under Article 37 (paying for sexual services of...
An offence under Article 38 (causing or inciting child prostitution...  
An offence under Article 39 (controlling a child prostitute or...
An offence under Article 40 (arranging or facilitating child prostitution...
An offence under any of Articles 43 to 50 of...
An offence under any of Articles 51 to 54 of...
An offence under Article 65 of that Order (administering a...  
An offence under Article 66 or 67 of that Order...
An offence under Article 68 or 69 of that Order...
An offence under Article 70 of that Order (exposure) if—...
An offence under Article 71 of that Order (voyeurism) if—...
An offence under Article 73 or 74 of that Order...
An offence under section 62(1) of the Coroners and Justice...
An offence under section 69 of the Serious Crime Act...

Service offences

(1) An offence under— (a) section 70 of the Army...
(1) An offence under section 42 of the Armed Forces...

General

A reference in a preceding paragraph to an offence includes—...
A reference in a preceding paragraph to an offence (“offence...  
A reference in a preceding paragraph to a person’s age...
In this Schedule “community sentence” has— (a) in relation to...
For the purposes of paragraphs 14, 44 and 78—
A determination under paragraph 60 constitutes part of a person’s...

SCHEDULE 3A — Review of indefinite notification requirements

Introductory

(1) This Schedule applies to a person who, on or...

Initial review: applications

(1) Except as provided by sub-paragraph (2), an offender may...
Initial review: determination of application
3 (1) On an application under paragraph 2 the Chief Constable...

Initial review: notice of decision
4 (1) The Chief Constable must, within 12 weeks of the...

Initial review: application to Crown Court
5 (1) Where— (a) the Chief Constable fails to comply with...

Further reviews
6 (1) Except as provided by sub-paragraph (2), where a notice...

Guidance
7 (1) The Department of Justice must issue guidance as to—...

Discharge in Great Britain
8 (1) An offender who is, under corresponding legislation, discharged from...

SCHEDULE 4 — Procedure for ending notification requirements for acts which are no longer offences

Scope of Schedule
1 This Schedule applies where a relevant offender is subject to...

Application for decision
2 (1) The relevant offender may apply to the Secretary of...

Decision by Secretary of State
3 (1) In making the decision applied for, the Secretary of...

Effect of decision
4 (1) If the Secretary of State decides that it appears...

Right of appeal
5 (1) If the Secretary of State decides that it does...

Interpretation
6 (1) In this Schedule a reference to an offence includes—...

Transitional provision
7 Until the coming into force of the repeal by this...

SCHEDULE 5 — Other offences for purposes of Part 2
England and Wales

1 Murder.
2 Manslaughter.
3 Kidnapping.
4 False imprisonment.
4A Outraging public decency.
5 An offence under section 4 of the Offences against the...
6 An offence under section 16 of that Act (threats to...
7 An offence under section 18 of that Act (wounding with...
8 An offence under section 20 of that Act (malicious wounding)....
9 An offence under section 21 of that Act (attempting to...
10 An offence under section 22 of that Act (using chloroform...
48 An offence under section 134 of the Criminal Justice Act...
49 An offence under section 1 of the Road Traffic Act...
50 An offence under section 3A of that Act (causing death...
51 An offence under section 1 of the Aviation and Maritime...
52 An offence under section 9 of that Act (hijacking of...
53 An offence under section 10 of that Act (seizing or...
54 An offence under section 11 of that Act (destroying fixed...
55 An offence under section 12 of that Act (other acts...
56 An offence under section 13 of that Act (offences involving...
56A An offence under section 2 or 2A of the Protection...
57 An offence under section 4 or 4A of that Act...
58 An offence under section 29 of the Crime and Disorder...
59 An offence falling within section 31(1)(a) or (b) of that...
60 An offence under Part II of the Channel Tunnel (Security)...
60ZA An offence under section 53 or 54 of the Regulation...
60A An offence under section 85(3) or (4) of the Postal...
61 An offence under section 51 or 52 of the International...
61A An offence under section 127(1) of the Communications Act 2003...
62 An offence under section 47 of this Act, where the...
63 An offence under any of sections 51 to 53 or...
63A An offence under section 5 of the Domestic Violence, Crime...
63B An offence under section 2 of the Modern Slavery Act...

Scotland

64 Murder.
65 Culpable homicide.
66 Assault.
67 Assault and robbery.
68 Abduction.
69 Plagium.
70 Wrongful imprisonment.
71 Threatening personal violence.
72 Breach of the peace inferring personal violence.
73 Wilful fireraising.
74 Culpable and reckless fireraising.
75 Mobbing and rioting.
76 An offence under section 2 of the Explosive Substances Act...
77 An offence under section 3 of that Act (attempt to...
78 An offence under section 12 of the Children and Young...
79 An offence under section 16 of the Firearms Act 1968...
80 An offence under section 16A of that Act (possession of...
81 An offence under section 17(1) of that Act (use of...
82 An offence under section 17(2) of that Act (possession of...
83 An offence under section 18 of that Act (carrying a...
84 An offence under section 1 of the Taking of Hostages...
85 An offence under section 1 of the Aviation Security Act...
86 An offence under section 2 of that Act (destroying, damaging...
87 An offence under section 3 of that Act (other acts...
88 An offence under section 4 of that Act (offences in...
89 An offence under section 105 of the Mental Health (Scotland)...
90 An offence under section 1 of the Prohibition of Female...
91 An offence under section 134 of the Criminal Justice Act...
92 An offence under section 1 of the Road Traffic Act...
93 An offence under section 3A of that Act (causing death... 
94 An offence under section 1 of the Aviation and Maritime...
95 An offence under section 9 of that Act (hijacking of...
96 An offence under section 10 of that Act (seizing or... 
97 An offence under section 11 of that Act (destroying fixed...
98 An offence under section 12 of that Act (other acts... 
99 An offence under section 13 of that Act (offences involving...
100 An offence under Part II of the Channel Tunnel (Security)... 
101 An offence under section 7 of the Criminal Law (Consolidation)... 
102 An offence under section 9 of that Act (permitting girl...
103 An offence under section 11 of that Act (trading in... 
104 An offence under section 12 of that Act (allowing child...
105 An offence under section 13(9) of that Act (living on... 
106 An offence under section 50A of that Act (racially-aggravated 
harassment)...
106A An offence under section 53 or 54 of the Regulation...
107 An offence under section 51 or 52 of the International...
108 An offence under section 1 of the International Criminal Court...
109 An offence under section 22 of the Criminal Justice (Scotland)... 
110 An offence to which section 74 of that Act applies...
111 An offence under section 315 of the Mental Health (Care... 

Northern Ireland

112 Murder.
113 Manslaughter.
114 Kidnapping.
115 Riot.
116 Affray.
117 False imprisonment.
117A Outraging public decency.
118 An offence under section 4 of the Offences against the...
119 An offence under section 16 of that Act (threats to...
120 An offence under section 18 of that Act (wounding with...
121 An offence under section 20 of that Act (malicious wounding)....
122 An offence under section 21 of that Act (attempting to...
123 An offence under section 22 of that Act (using chloroform...
124 An offence under section 23 of that Act (maliciously administering...
125 An offence under section 27 of that Act (abandoning children)....
126 An offence under section 28 of that Act (causing bodily...
127 An offence under section 29 of that Act (using explosives...
128 An offence under section 30 of that Act (placing explosives...
129 An offence under section 31 of that Act (setting spring...
130 An offence under section 32 of that Act (endangering the...
131 An offence under section 35 of that Act (injuring persons...
132 An offence under section 37 of that Act (assaulting officer...
133 An offence under section 47 of that Act of assault...
134 An offence under section 2 of the Explosive Substances Act...
135 An offence under section 3 of that Act (attempt to...
136 An offence under section 25 of the Criminal Justice (Northern...
137 An offence under section 1 of the Infanticide Act (Northern...
138 An offence under section 7(1)(b) of the Criminal Justice (Miscellaneous... 
138A An offence under section 9(1)(a) of that Act (riotous, disorderly... 
139 An offence under section 20 of the Children and Young... 
139A An offence under section 1 of the Theft Act (Northern... 
140 An offence under section 8 of that Act (robbery or... 
141 An offence under section 9(1)(a) of that Act (burglary with... 
142 An offence under section 10 of that Act (aggravated burglary).... 
143 An offence of arson under Article 3 of the Criminal... 
144 An offence under Article 3(2) of that Order (destroying or... 
145 An offence under Article 58(1) of the Firearms (Northern Ireland)... 
146 An offence under Article 58(2) of that Order (possession of... 
147 An offence under Article 59(1) of that Order (use of... 
148 An offence under Article 59(2) of that Order (possession of... 
149 An offence under Article 60 of that Order (carrying a... 
150 An offence under section 1 of the Taking of Hostages... 
151 An offence under section 1 of the Aviation Security Act... 
152 An offence under section 2 of that Act (destroying, damaging... 
153 An offence under section 3 of that Act (other acts... 
154 An offence under section 4 of that Act (offences in... 
154A An offence under Article 3 of the Child Abduction (Northern... 
154B An offence under Article 4 of that Order (offence of... 
155 An offence under section 1 of the Prohibition of Female... 
156 An offence under Article 121 of the Mental Health (Northern... 
157 An offence under section 134 of the Criminal Justice Act... 
158 An offence under section 1 of the Aviation and Maritime... 
159 An offence under section 9 of that Act (hijacking of... 
160 An offence under section 10 of that Act (seizing or... 
161 An offence under section 11 of that Act (destroying fixed... 
162 An offence under section 12 of that Act (other acts... 
163 An offence under section 13 of that Act (offences involving... 
164 An offence under Article 9 of the Road Traffic (Northern... 
165 An offence under Article 14 of that Order (causing death... 
165A An offence under Article 4 of the Protection from Harassment... 
166 An offence under Article 6 of that Order (putting people... 
167 An offence under section 66 of the Police (Northern Ireland)... 
168 An offence under Part II of the Channel Tunnel (Security)... 
168ZA An offence under section 53 or 54 of the Regulation... 
168A An offence under section 85(3) or (4) of the Postal... 
169 An offence under section 51 or 52 of the International... 
169A An offence under section 127(1) of the Communications Act 2003... 
170 An offence under section 47 of this Act, where the... 
171 An offence under any of sections ... 57... 
171A An offence under section 5 of the Domestic Violence, Crime... 
171B An offence under Article 62 (causing or inciting prostitution for... 
171C An offence under section 2 of the Human Trafficking and... 

Service offences

172 An offence under— (a) section 70 of the Army Act... 
172A (1) An offence under section 42 of the Armed Forces...
General

173 A reference in a preceding paragraph to an offence includes—...
173A A reference in a preceding paragraph to an offence ("offence...
174 A reference in a preceding paragraph to a person’s age...

SCHEDULE 6 — Minor and consequential amendments

Vagrancy Act 1824 (c. 83)
1 In section 4 of the Vagrancy Act 1824 (rogues and...
2 In section 4 of the Vagrancy Act 1824 as it...

Town Police Clauses Act 1847 (c. 89)
3 In section 28 of the Town Police Clauses Act 1847...

Offences against the Persons Act 1861 (c. 100)
4 In the Offences against the Person Act 1861, omit sections...

Criminal Law Amendment Act 1885 (c. 69)
5 In the Criminal Law Amendment Act 1885, omit—

Vagrancy Act 1898 (c. 39)
6 The Vagrancy Act 1898 ceases to have effect.

Children and Young Persons Act 1933 (c. 12)
7 In Schedule 1 to the Children and Young Persons Act...

Visiting Forces Act 1952 (c. 67)
8 (1) Paragraph 1 of the Schedule to the Visiting Forces...

Army Act 1955 (3 & 4 Eliz. 2 c. 18)
9 Minor and consequential amendments

Air Force Act 1955 (3 & 4 Eliz. 2.c. 19)
10 Minor and consequential amendments

Sexual Offences Act 1956 (c. 37)
11 In the Sexual Offences Act 1956, omit—

Naval Discipline Act 1957 (c. 53)
12 Minor and consequential amendments

Mental Health Act 1959 (c. 72)
13 In the Mental Health Act 1959, omit sections 127 (amendment...

Indecency with Children Act 1960 (c. 33)
14 The Indecency with Children Act 1960 ceases to have effect...
Sexual Offences Act 1967 (c. 60)

15 In the Sexual Offences Act 1967, omit the following—

Firearms Act 1968 (c. 27)

16 In Schedule 1 to the Firearms Act 1968 (offences to...

Theft Act 1968 (c. 60)

17 In section 9 of the Theft Act 1968 (burglary), in...

Children and Young Persons Act (Northern Ireland) 1968 (c. 34 (N.I.))

18 (1) The Children and Young Persons Act (Northern Ireland) 1968...

Rehabilitation of Offenders Act 1974 (c. 53)

19 In section 7 of the Rehabilitation of Offenders Act 1974...

Sexual Offences (Amendment) Act 1976 (c. 82)

20 (1) The Sexual Offences (Amendment) Act 1976 is amended as...

Criminal Law Act 1977 (c. 45)

21 In the Criminal Law Act 1977, omit section 54 (inciting...

Internationally Protected Persons Act 1978 (c. 17)

22 In section 1 of the Internationally Protected Persons Act 1978...

Suppression of Terrorism Act 1978 (c. 26)

23 (1) Schedule 1 to the Suppression of Terrorism Act 1978...

Protection of Children Act 1978 (c. 37)

24 In section 1(1) of the Protection of Children Act 1978...


25 In Article 8 of the Rehabilitation of Offenders (Northern Ireland)...

Magistrates' Courts Act 1980 (c. 43)

26 (1) The Magistrates' Courts Act 1980 is amended as follows....

Criminal Justice Act 1982 (c. 48)

27 In the Criminal Justice Act 1982, in Part 2 of...

Police and Criminal Evidence Act 1984 (c. 60)

28 (1) The Police and Criminal Evidence Act 1984 is amended...

Criminal Justice Act 1988 (c. 33)

29 (1) The Criminal Justice Act 1988 is amended as follows....
Criminal Justice Act 1991 (c. 53)
30 In section 34A of the Criminal Justice Act 1991 (power...

Sexual Offences (Amendment) Act 1992 (c. 34)
31 (1) Section 2 of the Sexual Offences (Amendment) Act 1992...

Criminal Justice and Public Order Act 1994 (c. 33)
32 (1) The Criminal Justice and Public Order Act 1994 is...

Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)
33 In section 5(6) of the Criminal Law (Consolidation) (Scotland) Act...

Criminal Injuries Compensation Act 1995 (c. 53)
34 In section 11 of the Criminal Injuries Compensation Act 1995...

Sexual Offences (Conspiracy and Incitement) Act 1996 (c. 29)
35 In the Schedule to the Sexual Offences (Conspiracy and Incitement)...

Sexual Offences (Protected Material) Act 1997 (c. 39)
36 In the Schedule to the Sexual Offences (Protected Material) Act...

Sex Offenders Act 1997 (c. 51)
37 The Sex Offenders Act 1997 ceases to have effect.

Crime and Disorder Act 1998 (c. 37)
38 (1) The Crime and Disorder Act 1998 is amended as...

39 Minor and consequential amendments

40 In the Criminal Justice (Northern Ireland) Order 1998, omit Articles...

Youth Justice and Criminal Evidence Act 1999 (c. 23)
41 (1) The Youth Justice and Criminal Evidence Act 1999 is...

Criminal Evidence (Northern Ireland) Order 1999 (S.I. 1999/2789 (N.I. 8))
42 (1) The Criminal Evidence (Northern Ireland) Order 1999 is amended...

Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)
43 (1) The Powers of Criminal Courts (Sentencing) Act 2000 is...

Criminal Justice and Courts Services Act 2000 (c. 43)
44 (1) The Criminal Justice and Courts Services Act 2000 is...
Sexual Offences (Amendment) Act 2000 (c. 44)

(1) The Sexual Offences (Amendment) Act 2000 is amended as...

Proceeds of Crime Act 2002 (c. 29)

(1) The Proceeds of Crime Act 2002 is amended as...

Adoption and Children Act 2002 (c. 38)

In section 74 of the Adoption and Children Act 2002...

Nationality, Asylum and Immigration Act 2002 (c. 41)

In the Nationality, Asylum and Immigration Act 2002, omit sections...

Criminal Justice (Scotland) Act 2003 (asp 7)

In section 21(9) of the Criminal Justice (Scotland) Act 2003...

Protection of Children and Vulnerable Adults (Northern Ireland) Order 2003 (S.I. 2003/417 (N.I. 4))

In paragraph 1 of Schedule 1 to the Protection of...


In Schedule 2 to the Access to Justice (Northern Ireland)...

Criminal Justice (Northern Ireland) Order 2003 (S.I. 2003/1247 (N.I. 13))

In the Criminal Justice (Northern Ireland) Order 2003, omit—

SCHEDULE 7 — Repeals and revocations
Changes to legislation:
Sexual Offences Act 2003 is up to date with all changes known to be in force on or before 18 July 2019. 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.
View outstanding changes

Changes and effects yet to be applied to:
- Pt. 2 applied (with modifications) by 2016 asp 22 s. 18(3)
- Pt. 2 applied (with modifications) by 2016 asp 22 s. 35(3)(4)
- Pt. 2 applied (with modifications) by 2016 asp 22 s. 38(4)-(6)
- s. 88(1) words substituted by 2016 asp 22 Sch. 2 para. 3(2)(a)
- s. 88(4)(5) repealed by 2016 asp 22 Sch. 2 para. 3(2)(b)
- s. 104-109 repealed by 2016 asp 22 s. 39(1)(a)
- s. 110 repealed by 2016 asp 22 s. 39(1)(b)
- s. 111 repealed by 2016 asp 22 s. 39(1)(b)
- s. 111A repealed by 2016 asp 22 s. 39(1)(b)
- s. 112 repealed by 2016 asp 22 s. 39(1)(b)
- s. 113 repealed by 2016 asp 22 s. 39(1)(b)
- s. 114 repealed by 2016 asp 22 s. 39(1)(b)
- s. 115 repealed by 2016 asp 22 s. 39(1)(b)
- s. 116 repealed by 2016 asp 22 s. 39(1)(b)
- s. 117 repealed by 2016 asp 22 s. 39(1)(b)
- s. 117B repealed by 2016 asp 22 s. 39(1)(c)
- s. 118 repealed by 2016 asp 22 s. 39(1)(d)
- s. 120 repealed by 2016 asp 22 s. 39(1)(e)
- s. 121 repealed by 2016 asp 22 s. 39(1)(e)
- s. 122 repealed by 2016 asp 22 s. 39(1)(e)
- s. 136 power to amend conferred by 2014 c. 12 s. 181(3)
- s. 136(8) word repealed by 2013 c. 7 (N.I.) Sch. 4 Pt. 1
- s. 136J(5) words substituted by 2011 c. 24 (N.I.) s. 55(2)
- s. 136R(15) inserted by 2011 c. 24 (N.I.) s. 55(3)
- s. 142 power to amend conferred by 2014 c. 12 s. 181(3)
- Sch. 3 para. 92HA inserted by 2015 c. 9 (N.I.) s. 90(4)
- Sch. 3 modified by 2016 asp 22 s. 25(3)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:
Whole provisions yet to be inserted into this Act (including any effects on those provisions):
- s. 60B(5)(i) substituted for s. 60B(5)(ii) by 2015 c. 9 (N.I.) Sch. 1 para. 123(1)Sch. 9 Pt. 1
- s. 89(1A) inserted by 2016 asp 22 Sch. 2 para. 3(3)
- s. 108(9) inserted by 2011 c. 18 s. 17(2)
- Sch. 5 para. 171C-171G inserted by 2018 c. 5 Sch. 12 para. 23