Status: Point in time view as at 02/02/2009. Changes to legislation: Sexual Offences Act 2003, SCHEDULE 2 is up to date with all changes known to be in force on or before 24 February 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)

# SCHEDULES

# SCHEDULE 2

Section 72(7)

#### SEXUAL OFFENCES TO WHICH SECTION 72 APPLIES

## England and Wales

- In relation to England and Wales, the following are sexual offences to which section 72 applies—
  - $[^{F1}(a)]$  an offence under any of sections 5 to 19, 25 and 26 and 47 to 50;
    - (b) an offence under any of sections 1 to 4, 30 to 41 and 61 where the victim of the offence was under 18 at the time of the offence;]
    - (c) an offence under section 62 or 63 where the intended offence was an offence against a person under [<sup>F2</sup>18];

(d) an offence under—

- (i) section 1 of the Protection of Children Act 1978 (c. 37) (indecent photographs of children), or
- (ii) section 160 of the Criminal Justice Act 1988 (c. 33) (possession of indecent photograph of child).
- F3...

#### Textual Amendments

1

- F1 Sch. 2 para. 1(a)(b) substituted (14.7.2008) by Criminal Justice and Immigration Act 2008 (c. 4), ss. 72(3)(a), 153(7); S.I. 2008/1586, art. 2, Sch. 1 para. 34 (subject to Sch. 2)
- F2 Word in Sch. 2 para. 1(c) substituted (14.7.2008) by Criminal Justice and Immigration Act 2008 (c. 4), ss. 72(3)(b), 153(7); S.I. 2008/1586, art. 2, Sch. 1 para. 34 (subject to Sch. 2)
- **F3** Words in Sch. 2 para. 1(d) repealed (14.7.2008) by Criminal Justice and Immigration Act 2008 (c. 4), ss. **72(3)(c)**, 153(7); S.I. 2008/1586, art. 2, Sch. 1 para. 34 (subject to Sch. 2)

#### Northern Ireland

F4

#### **Textual Amendments**

F4 Sch. 2 para. 2 omitted (2.2.2009) by virtue of The Sexual Offences (Northern Ireland Consequential Amendments) Order 2008 (S.I. 2008/1779), arts. 2(3), 12(a); S.R. 2008/510, art. 2

### General

3

2

A reference in paragraph 1<sup>F5</sup>... to an offence includes—

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- (a) a reference to an attempt, conspiracy or incitement to commit that offence; and
- (b) a reference to aiding and abetting, counselling or procuring the commission of that offence.

## **Textual Amendments**

**F5** Words in Sch. 2 para. 3 omitted (2.2.2009) by virtue of The Sexual Offences (Northern Ireland Consequential Amendments) Order 2008 (S.I. 2008/1779), arts. 2(3), **12(b)**; S.R. 2008/510, **art. 2** 

# Modifications etc. (not altering text)

C1 Sch. 2 para. 3(a) modified (1.10.2008) by Serious Crime Act 2007 (c. 27), ss. 63(1), 94, Sch. 6 para. 47 (with Sch. 13 para. 5); S.I. 2008/2504, art. 2(a)

# Status:

Point in time view as at 02/02/2009.

# **Changes to legislation:**

Sexual Offences Act 2003, SCHEDULE 2 is up to date with all changes known to be in force on or before 24 February 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.