Sexual Offences Act 2003

2003 CHAPTER 42

PART 2

NOTIFICATION AND ORDERS

Notification orders

[F1 100 Interim notification orders

[F2(1) This section applies where an application for a notification order ("the main application") has not been determined.

(2) An application for an order under this section ("an interim notification order")—

(a) may be made in F3... the main application, or

(b) if the main application has been made, may be made by the person who has made that application, [F4by further application to the sheriff to whom the main application has been made].

(3) The court may, if it considers it just to do so, make an interim notification order.

(4) Such an order—

(a) has effect only for a fixed period, specified in the order;

(b) ceases to have effect, if it has not already done so, on the determination of the main application.

(5) While such an order has effect—

(a) the [F5person in respect of whom the order has effect] is subject to the notification requirements of this Part;

(b) this Part applies to the [F6person], subject to the modification set out in subsection (6).

(6) The "relevant date" means the date of service of the order.

Changes to legislation: *Sexual Offences Act 2003, Section 100 is up to date with all changes known to be in force on or before 24 May 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) View outstanding changes*

(7) The applicant or the **[**[F7]person in respect of whom the order has effect**]** may by **[**[F8]application**]** apply to the court that made the interim notification order for the order to be varied, renewed or discharged.**]]**

[[F9](7A) A record of evidence must be kept on any application for an order under this section.

(7B) The clerk of the court by which an interim notification order is made, varied, renewed or discharged under this section must cause a copy of, as the case may be—

(a) the order as so made, varied or renewed, or

(b) the interlocutor by which discharge is effected,

to be given to the person named in the order or to be sent to the person in accordance with subsection (7C).

(7C) A copy of the order may be sent to the person named in the order—

(a) by registered post, or

(b) by the recorded delivery service,

and where a copy of the order is so sent to the person, an acknowledgement or certificate of delivery issued by the Post Office is sufficient evidence of the delivery of the copy on the day specified in the acknowledgement or certificate.**]**

Textual Amendments

F1 Ss. 97-101 repealed (N.I.) (24.6.2014) by Criminal Justice Act (Northern Ireland) 2013 (c. 7), ss. 4(3), 15(2)(c)(e), **Sch. 4 Pt. 1** (with s. 4(4)); S.R. 2014/179, art. 2(b)

F2 Ss. 97-103 omitted (E.W.) (29.11.2022) by virtue of Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 169(5)**, 208(1) (with s. 169(7)(8)); S.I. 2022/1227, reg. 3(b)

F3 Words in s. 100(2)(a) omitted (S.) (29.11.2022) by virtue of Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(a)(i)**, 208(1); S.I. 2022/1227, reg. 3(c)

F4 Words in s. 100(2)(b) substituted (S.) (29.11.2022) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(a)(ii)**, 208(1); S.I. 2022/1227, reg. 3(c)

F5 Words in s. 100(5)(a) substituted (S.) (29.11.2022) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(b)(i)**, 208(1); S.I. 2022/1227, reg. 3(c)

F6 Word in s. 100(5)(b) substituted (S.) (29.11.2022) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(b)(ii)**, 208(1); S.I. 2022/1227, reg. 3(c)

F7 Words in s. 100(7) substituted (S.) (29.11.2022) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(c)(i)**, 208(1); S.I. 2022/1227, reg. 3(c)

F8 Word in s. 100(7) substituted (S.) (29.11.2022) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(c)(ii)**, 208(1); S.I. 2022/1227, reg. 3(c)

F9 S. 100(7A)-(7C) inserted (S.) (29.11.2022) by Police, Crime, Sentencing and Courts Act 2022 (c. 32), **ss. 170(5)(d)**, 208(1); S.I. 2022/1227, reg. 3(c)

Changes to legislation:
Sexual Offences Act 2003, Section 100 is up to date with all changes known to be in force on or before 24 May 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.
View outstanding changes

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)(i)(ii) by 2015 c. 9 (N.I.) Sch. 1 para. 123(1)Sch. 9 Pt. 1 (This amendment not applied to legislation.gov.uk. S. 60B already repealed (N.I.) (14.1.2015) by 2015 c. 2 (N.I.), s. 28(2), Sch. 5; and omitted (E.W.) (31.7.2015) by virtue of 2015 c. 30, Sch. 5 para. 5(2); S.I. 2015/1476, reg. 2(j))
- s. 103C(4B) inserted by 2022 c. 32 s. 178(7)(b)
- s. 103E(5C)(5D) inserted by 2022 c. 32 s. 178(8)
- s. 103F(3B) inserted by 2022 c. 32 s. 178(9)(a)
- s. 103FA103FB inserted by 2022 c. 32 s. 178(10)
- s. 108(9) inserted by 2011 c. 18 s. 17(2)
- s. 122A(8A) inserted by 2022 c. 32 s. 178(11)(a)
- s. 122A(9B) inserted by 2022 c. 32 s. 178(11)(b)
- s. 122D(4C)(4D) inserted by 2022 c. 32 s. 178(12)
- s. 122E(3B) inserted by 2022 c. 32 s. 178(13)(a)
- s. 122EA122EB inserted by 2022 c. 32 s. 178(14)
- s. 136ZA(3) inserted by 2022 c. 32 s. 178(15)