
Changes to legislation: Protection of Freedoms Act 2012, Part 11 is up to date with all changes known to be in force on or before 23 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

SCHEDULES

SCHEDULE 9

CONSEQUENTIAL AMENDMENTS

PART 11

STALKING

Protection from Harassment Act 1997

- 143 (1) The Protection from Harassment Act 1997 is amended as follows.
- (2) In section 1(2) (circumstances in which a person ought to know that a course of conduct amounts to harassment) after “this section” insert “ or section 2A(2)(c) ”.
- (3) In section 4 (putting people in fear of violence)—
- (a) in subsection (5) after “section 2” insert “ or 2A ”, and
 - (b) in subsection (6) after “section 2” insert “ or 2A ”.

Commencement Information

II Sch. 9 para. 143 in force at 25.11.2012 by S.I. 2012/2075, art. 5(d)

Crime and Disorder Act 1998

- 144 (1) Section 32 of the Crime and Disorder Act 1998 (racially or religiously aggravated harassment etc.) is amended as follows.
- (2) In subsection (1)—
- (a) in paragraph (a)—
 - (i) after “section 2” insert “ or 2A ”, and
 - (ii) for “offence of harassment” substitute “ offences of harassment and stalking ”, and
 - (b) in paragraph (b)—
 - (i) after “section 4” insert “ or 4A ”, and
 - (ii) after “violence” insert “ and stalking involving fear of violence or serious alarm or distress ”.
- (3) In subsection (5) for “the basic offence” substitute “ either basic offence ”.

Commencement Information

I2 Sch. 9 para. 144 in force at 25.11.2012 by S.I. 2012/2075, art. 5(d)

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Criminal Justice and Police Act 2001

- 145 In Part 1 of Schedule 1 to the Criminal Justice and Police Act 2001 (powers of seizure to which section 50 of that Act applies), after paragraph 63, insert—

“Protection from Harassment Act 1997

- 63A The power of seizure conferred by section 2B(2) of the Protection from Harassment Act 1997 (seizure of material relevant to stalking).”

Commencement Information

I3 Sch. 9 para. 145 in force at 25.11.2012 by S.I. 2012/2075, art. 5(d)

Sexual Offences Act 2003

- 146 In Schedule 5 to the Sexual Offences Act 2003 (relevant offences for the purposes of notification and orders)—

- (a) in paragraph 56A—
 (i) after “section 2” insert “ or 2A ”, and
 (ii) for “offence of harassment” substitute “ offences of harassment and stalking ”, and
 (b) in paragraph 57—
 (i) after “section 4” insert “ or 4A ”, and
 (ii) after “violence” insert “ and stalking involving fear of violence or serious alarm or distress ”.

Commencement Information

I4 Sch. 9 para. 146 in force at 25.11.2012 by S.I. 2012/2075, art. 5(d)

Criminal Justice Act 2003

- 147 In Part 1 of Schedule 15 to the Criminal Justice Act 2003 (sentencing of dangerous offenders: specified violent offences), in paragraph 57—

- (a) after “section 4” insert “ or 4A ”, and
 (b) after “violence” insert “ and stalking involving fear of violence or serious alarm or distress ”.

Commencement Information

I5 Sch. 9 para. 147 in force at 25.11.2012 by S.I. 2012/2075, art. 5(d)

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2012/2234 art. 13 by [S.I. 2014/831 art. 2\(2\)](#)
- specified provision(s) transitional provisions and savings for commencing S.I. 2013/1814 by [S.I. 2013/1813 art. 2-9](#)

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):

- Sch. 1 para. 7A inserted by [2019 c. 3 Sch. 2 para. 20](#)