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**Changes to legislation:** There are currently no known outstanding effects for the Sexual Offences (Scotland) Act 2009, Cross Heading: The Protection of Children (Scotland) Act 2003 (asp 5). (See end of Document for details)

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SCHEDULE 5  
MINOR AND CONSEQUENTIAL AMENDMENTS

*The Protection of Children (Scotland) Act 2003 (asp 5)*

- 4 (1) Schedule 1 to the Protection of Children (Scotland) Act 2003 is amended as follows.
- (2) At the end of paragraph 1 there is inserted—
- “(n) an offence under section 18 (rape of a young child) of the Sexual Offences (Scotland) Act 2009 (asp 9);
  - (o) an offence under section 19 (sexual assault on a young child by penetration) of that Act;
  - (p) an offence under section 20 (sexual assault on a young child) of that Act;
  - (q) an offence under section 21 (causing a young child to participate in a sexual activity) of that Act;
  - (r) an offence under section 22 (causing a young child to be present during a sexual activity) of that Act;
  - (s) an offence under section 23 (causing a young child to look at a sexual image) of that Act;
  - (t) an offence under section 24(1) (communicating indecently with a young child) of that Act;
  - (u) an offence under section 24(2) (causing a young child to see or hear an indecent communication) of that Act;
  - (v) an offence under section 25 (sexual exposure to a young child) of that Act;
  - (w) an offence under section 26 (voyeurism towards a young child) of that Act;
  - (x) an offence under section 28 (having intercourse with an older child) of that Act;
  - (y) an offence under section 29 (engaging in penetrative sexual activity with or towards an older child) of that Act;
  - (z) an offence under section 30 (engaging in sexual activity with or towards an older child) of that Act;
  - (za) an offence under section 31 (causing an older child to participate in a sexual activity) of that Act;
  - (zb) an offence under section 32 (causing an older child to be present during a sexual activity) of that Act;
  - (zc) an offence under section 33 (causing an older child to look at a sexual image) of that Act;
  - (zd) an offence under section 34(1) (communicating indecently with an older child) of that Act;
  - (ze) an offence under section 34(2) (causing an older child to see or hear an indecent communication) of that Act;
  - (zf) an offence under section 35 (sexual exposure to an older child) of that Act;
  - (zg) an offence under section 36 (voyeurism towards an older child) of that Act;
  - (zh) an offence under section 42 (sexual abuse of trust) of that Act.”.

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(3) After paragraph 2(d) there is inserted—

- “(da) commits an offence under section 1 (rape) of the Sexual Offences (Scotland) Act 2009 (asp 9) in relation to a child;
- (db) commits an offence under section 2 (sexual assault by penetration) of that Act in relation to a child;
- (dc) commits an offence under section 3 (sexual assault) of that Act in relation to a child;
- (dd) commits an offence under section 4 (sexual coercion) of that Act in relation to a child;
- (de) commits an offence under section 5 (coercing a person into being present during a sexual activity) of that Act in relation to a child;
- (df) commits an offence under section 6 (coercing a person into looking at a sexual image) of that Act in relation to a child;
- (dg) commits an offence under section 7(1) (communicating indecently) of that Act in relation to a child;
- (dh) commits an offence under section 7(2) (causing a person to see or hear an indecent communication) of that Act in relation to a child;
- (di) commits an offence under section 8 (sexual exposure) of that Act in relation to a child;
- (dj) commits an offence under section 9 (voyeurism) of that Act in relation to a child;
- (dk) commits an offence under section 46 (sexual abuse of trust of a mentally disordered person) of that Act in relation to a child;”.

**Changes to legislation:**

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