



# Sexual Offences (Scotland) Act 2009

## 2009 asp 9

### PART 2

#### CONSENT AND REASONABLE BELIEF

##### *Consent*

#### **14 Consent: capacity while asleep or unconscious**

- (1) This section applies in relation to sections 1 to 9.
- (2) A person is incapable, while asleep or unconscious, of consenting to any conduct.