



Human Trafficking and Exploitation (Scotland) Act 2015

2015 asp 12

PART 1

OFFENCES

Aggravation as to human trafficking

6 Aggravation involving a child

- (1) This subsection applies where it is—
 - (a) libelled in an indictment or specified in a complaint that the offence of human trafficking is aggravated by being committed against a child, and
 - (b) proved that the offence is so aggravated.
- (2) Evidence from a single source is sufficient to prove that the offence is aggravated by being committed against a child.
- (3) Where subsection (1) applies, the court must—
 - (a) state on conviction that the offence is aggravated by being committed against a child,
 - (b) record the conviction in a way that shows that the offence is so aggravated,
 - (c) take the aggravation into account in determining the appropriate sentence, and
 - (d) state—
 - (i) where the sentence in respect of the offence is different from that which the court would have imposed if the offence were not so aggravated, the extent of and the reason for that difference, or
 - (ii) otherwise, the reasons for there being no difference.

Commencement Information

11 S. 6 in force at 31.5.2016 by S.S.I. 2016/128, reg. 2, Sch.

Changes to legislation:

Human Trafficking and Exploitation (Scotland) Act 2015, Section 6 is up to date with all changes known to be in force on or before 08 December 2023. 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. 9(10) inserted by [2023 c. 37 s. 28\(3\)](#)
- s. 10(3) inserted by [2023 c. 37 s. 28\(4\)](#)