Abusive Behaviour and Sexual Harm (Scotland) Act 2016

2016 asp 22

PART 1

ABUSIVE BEHAVIOUR

Disclosure of an intimate photograph or film

3 Interpretation of section 2

(1) For the purposes of section 2, a person is in an "intimate situation" if—

(a) the person is engaging or participating in, or present during, an act which—

(i) a reasonable person would consider to be a sexual act, and

(ii) is not of a kind ordinarily done in public, or

(b) the person's genitals, buttocks or breasts are exposed or covered only with underwear.

(2) In section 2—

"film" means a moving image in any form, whether or not the image has been altered in any way, that was originally captured by making a recording, on any medium, from which a moving image may be produced, and includes a copy of the image,

"photograph" means a still image in any form, whether or not the image has been altered in any way, that was originally captured by photography, and includes a copy of the image.

Commencement Information

I1 S. 3 in force at 3.7.2017 by S.S.I. 2017/183, **reg. 2(b)**

Changes to legislation:
There are currently no known outstanding effects for the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, Section 3.