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## STATUTORY INSTRUMENTS

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# 1982 No. 1536

## The Homosexual Offences (Northern Ireland) Order 1982

### Restriction on prosecutions

**11.**—(1) Without prejudice to section 12 of the Criminal Jurisdiction Act 1975<sup>F1</sup> (arrest and remand of alleged offender), no proceedings shall be initiated or carried on except by or with the consent of the Director of Public Prosecutions against any man for the offence of buggery with<sup>F2</sup>... another man,<sup>F3</sup>... or for aiding, abetting, counselling, procuring or commanding its commission where either of those men was at the time of its commission under the age of<sup>F4</sup> 17<sup>F4</sup> years.

(2) Paragraph (1) does not apply to proceedings under any provision of the Army Act 1955, the Air Force Act 1955 or the Naval Discipline Act 1957 or to proceedings under section 22 of the Children and Young Persons Act (Northern Ireland) 1968<sup>F5</sup> (indecent conduct towards child).

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|-----------|--------------------|
| <b>F1</b> | 1975 c. 59.        |
| <b>F2</b> | 2003 c. 42         |
| <b>F3</b> | 1983 NI 13         |
| <b>F4</b> | 2003 NI 13         |
| <b>F5</b> | 1968 c. 34 (N.I.). |

**Changes to legislation:**

The Homosexual Offences (Northern Ireland) Order 1982, Section 11 is up to date with all changes known to be in force on or before 27 May 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 :**

- Instrument amended by [1994 c. 33 s. 145\(3\)](#)
- Instrument rev. in Pt. by [1994 c. 33 ss. 147168\(3\)Sch.11](#)

**Changes and effects yet to be applied to the whole Order associated Parts and Chapters:**

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art.3(1) rep in pt (prosp) by [1994 c. 33 s. 168\(3\)Sch.11](#)
- arts.3(4)5 repealed by [1994 c. 33 s. 168\(3\)Sch.11](#)