

SCHEDULE 1

MODIFICATION OF ENACTMENTS

Sexual Offences (Amendment) Act 2000 (c. 44)

29.—(1) The Sexual Offences (Amendment) Act 2000 is amended as follows.

(2) In section 4 (meaning of “position of trust”) in subsection (9) **(1)** in the definition of “private hospital”–

- (a) omit “has”;
- (b) in paragraph (a) for “the meaning given by section 12(2) of the Mental Health (Scotland) Act 1984” substitute “means “private psychiatric hospital” within the meaning of section 77(1) of the [Regulation of Care \(Scotland\) Act 2001 \(asp 8\)](#)”; and
- (c) in paragraph (b) after “Ireland,” insert “has”.

(1) Section 4(9) was amended by the Regulation of Care (Scotland) Act 2001, schedule 3, paragraph 25.