

Status: Point in time view as at 28/07/2003.

Changes to legislation: There are currently no known outstanding effects for the Sex Offenders Act 1997 (repealed), SCHEDULE 2. (See end of Document for details)

SCHEDULES

SCHEDULE 2

Section 7(7).

SEXUAL OFFENCES TO WHICH SECTION 7 APPLIES

England and Wales

- 1 (1) In relation to England and Wales, the following are sexual offences to which section 7 of this Act applies, namely—
- (a) offences under the following provisions of the ^{M1}Sexual Offences Act 1956—
 - (i) section 1 (rape);
 - (ii) section 5 (intercourse with girl under 13);
 - (iii) section 6 (intercourse with girl between 13 and 16);
 - (iv) section 12 (buggery);
 - (v) section 14 (indecent assault on a girl);
 - (vi) section 15 (indecent assault on a boy); and
 - (vii) section 16 (assault with intent to commit buggery);
 - (b) an offence under section 1 of the ^{M2}Indecency with Children Act 1960 (indecent conduct towards young child); and
 - (c) an offence under section 1 of the ^{M3}Protection of Children Act 1978 (indecent photographs of children).
- (2) In sub-paragraph (1)(a) above, sub-paragraphs (i) and (iv) to (vii) do not apply where the victim of the offence was 16 or over at the time of the offence.

Marginal Citations

M1 1956 c.69.

M2 1960 c.33.

M3 1978 c.37.

Northern Ireland

- 2 (1) In relation to Northern Ireland, the following are sexual offences to which section 7 of this Act applies, namely—
- (a) an offence of rape;
 - (b) offences under—
 - (i) section 52 of the Offences against the ^{M4}Person Act 1861 (indecent assault upon a female person);
 - (ii) section 61 of that Act (buggery); and
 - (iii) section 62 of that Act (assault with intent to commit buggery or indecent assault upon a male person);

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- (c) offences under—
- (i) section 4 of the ^{M5}Criminal Law Amendment Act 1885 of unlawful carnal knowledge of a girl under 14; and
 - (ii) section 5 of that Act of unlawful carnal knowledge of a girl under 17;
- (d) an offence under section 22 of the ^{M6}Children and Young Persons Act (Northern Ireland) 1968 (indecent conduct towards a child); [^{F1}and]
- (e) an offence under Article 3 of the ^{M7}Protection of Children (Northern Ireland) Order 1978 (indecent photographs of children). [^{F2}and]
- (f) offences under—
- (i) Article 19 of the Criminal Justice (Northern Ireland) Order 2003 (buggery);
 - (ii) Article 20 of that Order (assault with intent to commit buggery); and
 - (iii) Article 21 of that Order (indecent assault on a boy)]

(2) In sub-paragraph (1) above, paragraphs (a), (b) [^{F3}and (c)(ii)] [^{F3}(c)(ii) and (f)] do not apply where the victim of the offence was 16 or over at the time of the offence.

Textual Amendments

- F1** Word in Sch. 2 para. 2(1)(d) repealed (N.I.) (28.7.2003) by [The Criminal Justice \(Northern Ireland\) Order 2003 \(S.I. 2003/1247\)](#), art. 1(3), [Sch. 1 para. 21\(a\)\(i\)](#), [Sch. 2](#); S.R. 2003/352, art. 2(d)(e)
- F2** Sch. 2 para. 2(1)(f) and word inserted (N.I.) (28.7.2003) by [The Criminal Justice \(Northern Ireland\) Order 2003 \(S.I. 2003/1247\)](#), art. 1(3), [Sch. 1 para. 21\(a\)\(ii\)](#); S.R. 2003/352, art. 2(d)
- F3** Words in Sch. 2 para. 2(2) substituted (N.I.) (28.7.2003) by [The Criminal Justice \(Northern Ireland\) Order 2003 \(S.I. 2003/1247\)](#), art. 1(3), [Sch. 1 para. 21\(b\)](#); S.R. 2003/352, art. 2(d)

Marginal Citations

- M4** 1861 c.100.
- M5** 1885 c.69.
- M6** 1968 c.34 (N.I.).
- M7** S.I. 1978/1047 (N.I.17).

General

- 3 Any reference in paragraph 1(1) or 2(1) above to an offence includes—
- (a) a reference to any attempt, conspiracy or incitement to commit that offence; and
 - (b) a reference to aiding and abetting, counselling or procuring the commission of that offence.

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