



Criminal Justice and Police Act 2001

2001 CHAPTER 16

PART 1

PROVISIONS FOR COMBATTING CRIME AND DISORDER

CHAPTER 3

OTHER PROVISIONS FOR COMBATTING CRIME AND DISORDER

Advertisements relating to prostitution

46 Placing of advertisement relating to prostitution

- (1) A person commits an offence if—
 - (a) he places on, or in the immediate vicinity of, a public telephone an advertisement relating to prostitution, and
 - (b) he does so with the intention that the advertisement should come to the attention of any other person or persons.
- (2) For the purposes of this section, an advertisement is an advertisement relating to prostitution if it—
 - (a) is for the services of a prostitute, whether male or female; or
 - (b) indicates that premises are premises at which such services are offered.
- (3) In any proceedings for an offence under this section, any advertisement which a reasonable person would consider to be an advertisement relating to prostitution shall be presumed to be such an advertisement unless it is shown not to be.
- (4) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding level 5 on the standard scale, or both.
- (5) In this section—

Status: This is the original version (as it was originally enacted).

“public telephone” means—

- (a) any telephone which is located in a public place and made available for use by the public, or a section of the public, and
- (b) where such a telephone is located in or on, or attached to, a kiosk, booth, acoustic hood, shelter or other structure, that structure; and

“public place” means any place to which the public have or are permitted to have access, whether on payment or otherwise, other than—

- (a) any place to which children under the age of 16 years are not permitted to have access, whether by law or otherwise, and
- (b) any premises which are wholly or mainly used for residential purposes.

- (6) In section 24 of the Police and Criminal Evidence Act 1984 (c. 60) (arrest without warrant for arrestable offences), in subsection (2) (offences which are arrestable offences), after paragraph (c) insert-

“(ca) an offence under section 46 of the Criminal Justice and Police Act 2001;”.