



# Sexual Offences Act 2003

## CHAPTER 42

### SEXUAL OFFENCES ACT 2003

#### PART 1

#### SEXUAL OFFENCES

##### *Rape*

- 1 Rape

##### *Assault*

- 2 Assault by penetration
- 3 Sexual assault

##### *Causing sexual activity without consent*

- 4 Causing a person to engage in sexual activity without consent

##### *Rape and other offences against children under 13*

- 5 Rape of a child under 13
- 6 Assault of a child under 13 by penetration
- 7 Sexual assault of a child under 13
- 8 Causing or inciting a child under 13 to engage in sexual activity

##### *Child sex offences*

- 9 Sexual activity with a child
- 10 Causing or inciting a child to engage in sexual activity
- 11 Engaging in sexual activity in the presence of a child
- 12 Causing a child to watch a sexual act
- 13 Child sex offences committed by children or young persons

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- 14 Arranging or facilitating commission of a child sex offence
- 15 Meeting a child following sexual grooming etc.
- 15A Sexual communication with a child

*Abuse of position of trust*

- 16 Abuse of position of trust: sexual activity with a child
- 17 Abuse of position of trust: causing or inciting a child to engage in sexual activity
- 18 Abuse of position of trust: sexual activity in the presence of a child
- 19 Abuse of position of trust: causing a child to watch a sexual act
- 20 Abuse of position of trust: acts done in Scotland
- 21 Positions of trust
- 22 Positions of trust: interpretation
- 22A Further positions of trust
- 23 Sections 16 to 19: exception for spouses and civil partners
- 24 Sections 16 to 19: sexual relationships which pre-date position of trust

*Familial child sex offences*

- 25 Sexual activity with a child family member
- 26 Inciting a child family member to engage in sexual activity
- 27 Family relationships
- 28 Sections 25 and 26: exception for spouses and civil partners
- 29 Sections 25 and 26: sexual relationships which pre-date family relationships

*Offences against persons with a mental disorder impeding choice*

- 30 Sexual activity with a person with a mental disorder impeding choice
- 31 Causing or inciting a person, with a mental disorder impeding choice, to engage in sexual activity
- 32 Engaging in sexual activity in the presence of a person with a mental disorder impeding choice
- 33 Causing a person, with a mental disorder impeding choice, to watch a sexual act

*Inducements etc. to persons with a mental disorder*

- 34 Inducement, threat or deception to procure sexual activity with a person with a mental disorder
- 35 Causing a person with a mental disorder to engage in or agree to engage in sexual activity by inducement, threat or deception
- 36 Engaging in sexual activity in the presence, procured by inducement, threat or deception, of a person with a mental disorder
- 37 Causing a person with a mental disorder to watch a sexual act by inducement, threat or deception

*Care workers for persons with a mental disorder*

- 38 Care workers: sexual activity with a person with a mental disorder
- 39 Care workers: causing or inciting sexual activity
- 40 Care workers: sexual activity in the presence of a person with a mental disorder

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- 41 Care workers: causing a person with a mental disorder to watch a sexual act
- 42 Care workers: interpretation
- 43 Sections 38 to 41: exception for spouses and civil partners
- 44 Sections 38 to 41: sexual relationships which pre-date care relationships

*Indecent photographs of children*

- 45 Indecent photographs of persons aged 16 or 17
- 46 Criminal proceedings, investigations etc.

*Sexual exploitation of children*

- 47 Paying for sexual services of a child
- 48 Causing or inciting sexual exploitation of a child
- 49 Controlling a child in relation to sexual exploitation
- 50 Arranging or facilitating sexual exploitation of a child
- 51 Sections 48 to 50: interpretation

*Prostitution*

- 51A Soliciting
- 52 Causing or inciting prostitution for gain
- 53 Controlling prostitution for gain
- 53A Paying for sexual services of a prostitute subjected to force etc.
- 54 Sections 51A to 53A: interpretation

*Amendments relating to prostitution*

- 55 Penalties for keeping a brothel used for prostitution
- 56 Extension of gender-specific prostitution offences

*Trafficking*

- 57 Trafficking into the UK for sexual exploitation
- 58 Trafficking within the UK for sexual exploitation
- 58A Trafficking outside the UK for sexual exploitation
- 59 Trafficking out of the UK for sexual exploitation
- 59A Trafficking people for sexual exploitation
- 60 Section 59A: interpretation
- 60A Forfeiture of land vehicle, ship or aircraft
- 60B Detention of land vehicle, ship or aircraft
- 60C Sections 60A and 60B: interpretation

*Preparatory offences*

- 61 Administering a substance with intent
- 62 Committing an offence with intent to commit a sexual offence
- 63 Trespass with intent to commit a sexual offence

*Sex with an adult relative*

- 64 Sex with an adult relative: penetration
- 65 Sex with an adult relative: consenting to penetration

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### *Other offences*

- 66 Exposure
- 66A Sending etc photograph or film of genitals
- 66B Sharing or threatening to share intimate photograph or film
- 66C Sharing or threatening to share intimate photograph or film: exemptions
- 66D Sharing or threatening to share intimate photograph or film: interpretation
- 67 Voyeurism
- 67A Voyeurism: additional offences
- 68 Voyeurism: interpretation
- 69 Intercourse with an animal
- 70 Sexual penetration of a corpse
- 71 Sexual activity in a public lavatory

### *Offences outside the United Kingdom*

- 72 Offences outside the United Kingdom

### *Supplementary and general*

- 73 Exceptions to aiding, abetting and counselling
- 74 “Consent”
- 75 Evidential presumptions about consent
- 76 Conclusive presumptions about consent
- 77 Sections 75 and 76: relevant acts
- 78 “Sexual”
- 79 Part 1: general interpretation

## **PART 2**

### **NOTIFICATION AND ORDERS**

#### *Notification requirements*

- 80 Persons becoming subject to notification requirements
- 81 Persons formerly subject to Part 1 of the Sex Offenders Act 1997
- 82 The notification period
- 83 Notification requirements: initial notification
- 84 Notification requirements: changes
- 85 Notification requirements: periodic notification
- 85A Notification requirements: absence from notified residence
- 86 Notification requirements: travel outside the United Kingdom
- 87 Method of notification and related matters
- 88 Section 87: interpretation
- 88A Review of indefinite notification requirements: applicable persons
- 88B Review of indefinite notification requirements: date of discharge and further date of discharge
- 88C Review of the indefinite notification requirements: procedure and grounds
- 88D Review of indefinite notification requirement: transitional cases
- 88E Review of indefinite notification requirements: further review
- 88F Review of the indefinite notification requirements: application to a sheriff
- 88G Review of indefinite notification requirements: appeals
- 88H Review of indefinite notification requirements: power to amend periods

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- 88I Discharge from indefinite notification requirements: England, Wales and Northern Ireland
- 89 Young offenders: parental directions
- 90 Parental directions: variations, renewals and discharges
- 91 Offences relating to notification
- 91A Review of indefinite notification requirements: qualifying relevant offender
- 91B Review of indefinite notification requirements: application for review and qualifying dates
- 91C Review of indefinite notification requirements: determination of application for review
- 91D Review of indefinite notification requirements: factors applying to determination under section 91C
- 91E Review of indefinite notification requirements: appeals
- 91F Review of indefinite notification requirements: guidance
- 92 Certificates for purposes of Part 2
- 93 Acts which are no longer offences

*Information for verification*

- 94 Part 2: supply of information to Secretary of State etc. for verification
- 95 Part 2: supply of information by Secretary of State etc.

*Information about release or transfer*

- 96 Information about release or transfer

*Offences committed in a country outside the United Kingdom*

- 96A Offences committed in a country outside the United Kingdom
- 96AA Convictions, etc. in a country which is not a member of the Council of Europe

*Offences outside the United Kingdom: notification requirements*

- 96ZA Offences outside the United Kingdom: notification requirements
- 96ZB Young offenders: parental notices
- 96ZC Modifications of notification requirements
- 96ZD Appeal against the issue of a notice under section 96ZA or 96ZB

*Entry and examination of home address*

- 96A Police powers of entry to and examination of relevant offender's home address

*Entry and search of home address*

- 96B Power of entry and search of relevant offender's home address

*Notification orders*

- 97 Notification orders: applications and grounds
- 98 Notification orders: effect
- 99 Sections 97 and 98: relevant offences
- 100 Interim notification orders
- 101 Notification orders and interim notification orders: appeals

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- 102 Appeals in relation to notification orders and interim notification orders:  
Scotland
- 103 Sections 97 to 100: Scotland

*Sexual harm prevention orders (England and Wales)*

- 103A Sexual harm prevention orders: applications and grounds
- 103B Section 103A: supplemental
- 103C SHPOs: effect
- 103CA SHPOs: requirements included in order etc.
- 103D SHPOs: prohibitions on foreign travel
- 103E SHPOs: variations, renewals and discharges
- 103F Interim SHPOs
- 103G SHPOs and interim SHPOs: notification requirements
- 103H SHPOs and interim SHPOs: appeals
- 103I Offence: breach of SHPO or interim SHPO etc
- 103J SHPOs and interim SHPOs: guidance
- 103K SHPOs and interim SHPOs: supplementary

*Sexual offences prevention orders (Scotland and Northern Ireland)*

- 104 Sexual offences prevention orders: applications and grounds
- 105 SOPOs: further provision as respects Scotland
- 106 Section 104: supplemental
- 107 SOPOs: effect
- 108 SOPOs: variations, renewals and discharges
- 109 Interim SOPOs
- 110 Appeals in relation to SOPOs and interim SOPOs: Northern Ireland
- 111 Appeals in relation to SOPOs and interim SOPOs: Scotland
- 111A SOPO and interim SOPO requirements: Scotland
- 112 Sections 104 and 106 to 109: Scotland
- 113 Offence: breach of SOPO or interim SOPO etc

*Foreign travel orders (Scotland and Northern Ireland)*

- 114 Foreign travel orders: applications and grounds
- 115 Section 114: interpretation
- 116 Section 114: qualifying offenders
- 117 Foreign travel orders: effect
- 117A Surrender of passports: Northern Ireland
- 117B Surrender of passports: Scotland
- 118 Foreign travel orders: variations, renewals and discharges
- 119 Appeals in relation to foreign travel orders: Northern Ireland
- 120 Appeals in relation to foreign travel orders: Scotland
- 121 Sections 114 to 118: Scotland
- 122 Offence: breach of foreign travel order etc

*Sexual risk orders (England and Wales)*

- 122A Sexual risk orders: applications, grounds and effect
- 122B Section 122A: interpretation
- 122BA Sexual risk orders: requirements included in order etc.
- 122C Sexual risk orders: prohibitions on foreign travel
- 122D Sexual risk order: variations, renewals and discharges
- 122E Interim sexual risk orders

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- 122F Sexual risk orders and interim sexual risk orders: notification requirements
- 122G Sexual risk orders and interim sexual risk orders: appeals
- 122H Offence: breach of sexual risk order or interim sexual risk order etc
- 122I Effect of conviction etc of an offence under section 122H etc
- 122J Sexual risk orders and interim sexual risk orders: guidance
- 122K Sexual risk orders and interim sexual risk orders: supplementary

*Risk of sexual harm orders (Northern Ireland)*

- 123 Risk of sexual harm orders: applications, grounds and effect
- 124 Section 123: interpretation
- 125 RSHOs: variations, renewals and discharges
- 126 Interim RSHOs
- 127 RSHOs and interim RSHOs: appeals
- 128 Offence: breach of RSHO or interim RSHO etc
- 129 Effect of conviction etc. of an offence under section 128 etc

*Power to amend Schedules 3 and 5*

- 130 Power to amend Schedules 3 and 5

*General*

- 131 Young offenders: application
- 132 Offences with thresholds
- 132A Disapplication of time limit for complaints
- 133 Part 2: general interpretation
- 134 Conditional discharges and probation orders
- 135 Interpretation: mentally disordered offenders
- 136 Part 2: Northern Ireland
- 136ZA Application of orders throughout the United Kingdom
- 136ZB Order ceases to have effect when new order made
- 136ZC Variation, renewal or discharge of sexual harm prevention order by court in Northern Ireland
- 136ZD Variation, renewal or discharge of sexual risk order by court in Northern Ireland
- 136ZE Variation, renewal or discharge of sexual harm prevention order etc by court in Scotland
- 136ZF Variation, renewal or discharge of sexual risk order etc by court in Scotland
- 136ZG Variation, renewal or discharge of sexual harm prevention order made in Scotland by court in England and Wales
- 136ZH Variation, renewal or discharge of sexual offences prevention order or foreign travel order by court in England and Wales
- 136ZI Variation, renewal or discharge of sexual risk order made in Scotland by court in England and Wales
- 136ZJ Variation, renewal or discharge of risk of sexual harm order by court in England and Wales

**PART 2A**

CLOSURE ORDERS

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### *Basic definitions*

136A Meaning of specified prostitution offence etc.

### *Closure notices*

136B Power to authorise issue of closure notice: prostitution or pornography offences  
136BA Power to authorise issue of closure notice: child sex offences in England and Wales  
136C Contents and service of closure notice

### *Closure orders*

136D Power to make a closure order  
136E Making of closure orders: supplementary provision

### *Enforcement*

136F Closure order: enforcement  
136G Closure of premises: offences

### *Extension and discharge of closure orders*

136H Applications for extension of closure order  
136I Orders extending closure orders  
136J Discharge of closure order

### *Appeals against closure orders etc.*

136K Appeals

### *Access to other premises*

136L Access to other premises

### *Reimbursement of costs, compensation etc.*

136M Reimbursement of costs  
136N Exemption from liability for certain damages  
136O Compensation

### *General*

136P Guidance  
136Q Issue of closure notices by persons other than police officers  
136R Interpretation

## **PART 3**

### **GENERAL**

137 Service courts  
138 Orders and regulations  
139 Minor and consequential amendments  
140 Repeals and revocations  
141 Commencement  
142 Extent, saving etc.



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143 Short title

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SCHEDULES

SCHEDULE 1 — Extension of gender-specific prostitution offences

*Sexual Offences Act 1956 (c. 69)*

- 1 In section 36 of the Sexual Offences Act 1956 (permitting...

*Street Offences Act 1959 (c. 57)*

- 2 In section 1(1) of the Street Offences Act 1959 (loitering...  
3 Extension of gender-specific prostitution offences

*Sexual Offences Act 1985 (c. 44)*

- 4 Extension of gender-specific prostitution offences

SCHEDULE 2 — Sexual offences to which section 72(1) to (3) applies

*England and Wales*

- 1 In relation to England and Wales, the following are sexual...  
1A In relation to England and Wales, subsections (1) and (2)...

*Northern Ireland*

- 2 Sexual offences to which section 72 applies

*General*

- 3 A reference in paragraph 1 or 1A ... to an...

SCHEDULE 3 — Sexual offences for purposes of Part 2

*England and Wales*

- 1 An offence under section 1 of the Sexual Offences Act...  
2 An offence under section 5 of that Act (intercourse with...  
3 An offence under section 6 of that Act (intercourse with...  
4 An offence under section 10 of that Act (incest by...  
5 An offence under section 12 of that Act (buggery) if—...  
6 An offence under section 13 of that Act (indecently between...  
7 An offence under section 14 of that Act (indecent assault...  
8 An offence under section 15 of that Act (indecent assault...  
9 An offence under section 16 of that Act (assault with...  
10 An offence under section 28 of that Act (causing or...  
11 An offence under section 1 of the Indecency with Children...  
12 An offence under section 54 of the Criminal Law Act...  
13 An offence under section 1 of the Protection of Children...  
14 An offence under section 170 of the Customs and Excise...  
15 An offence under section 160 of the Criminal Justice Act...  
16 An offence under section 3 of the Sexual Offences (Amendment)...  
17 An offence under section 1 or 2 of this Act...

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- 18 An offence under section 3 of this Act (sexual assault)...
- 19 An offence under any of sections 4 to 6 of...
- 20 An offence under section 7 of this Act (sexual assault...
- 21 An offence under any of sections 8 to 12 of...
- 22 An offence under section 13 of this Act (child sex...
- 23 An offence under section 14 of this Act (arranging or...
- 24 An offence under section 15 of this Act (meeting a...
- 24A An offence under section 15A of this Act (sexual communication...
- 25 An offence under any of sections 16 to 19 of...
- 26 An offence under section 25 or 26 of this Act...
- 27 An offence under any of sections 30 to 37 of...
- 28 An offence under any of sections 38 to 41 of...
- 29 An offence under section 47 of this Act (paying for...
- 29A An offence under section 48 of this Act (causing or...
- 29B An offence under section 49 of this Act (controlling a...
- 29C An offence under section 50 of this Act (arranging or...
- 30 An offence under section 61 of this Act (administering a...
- 31 An offence under section 62 or 63 of this Act...
- 32 An offence under section 64 or 65 of this Act...
- 33 An offence under section 66 of this Act (exposure) if—...
- 33A An offence under section 66A of this Act (sending etc...
- 33B An offence under section 66B(3) of this Act (sharing intimate...
- 34 An offence under section 67 of this Act (voyeurism) if—...
- 34A (1) An offence under section 67A of this Act (voyeurism:...
- 35 An offence under section 69 or 70 of this Act...
- 35A An offence under section 63 of the Criminal Justice and...
- 35B An offence under section 62(1) of the Coroners and Justice...
- 35C An offence under section 69 of the Serious Crime Act...

### *Scotland*

- 36 Rape at common law.
- 37 Clandestine injury to women.
- 38 Abduction of woman or girl with intent to rape.
- 38A Abduction with intent to commit rape under section 1 (rape)...
- 38B Abduction with intent to commit rape under section 18 (rape...
- 39 Assault with intent to rape or ravish.
- 39A Assault with intent to commit rape under section 1 (rape)...
- 39B Assault with intent to commit rape under section 18 (rape...
- 40 Indecent assault.
- 41 Lewd, indecent or libidinous behaviour or practices.
- 41A Public indecency if— (a) a person (other than the offender)...
- 42 Shameless indecency, if a person (other than the offender) involved...
- 43 Sodomy, unless every person involved in the offence was 16...
- 44 An offence under section 170 of the Customs and Excise...
- 44A An offence under section 51A of the Civic Government (Scotland)...
- 45 An offence under section 52 of the Civic Government (Scotland)...
- 46 An offence under section 52A of that Act (possession of...
- 47 An offence under section 106 of the Mental Health (Scotland)...
- 48 An offence under section 107 of that Act (protection of...
- 49 An offence under section 1 of the Criminal Law (Consolidation)...
- 50 An offence under section 2 of that Act (intercourse with...
- 51 An offence under section 3 of that Act (intercourse with...

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- 52 An offence under section 5 of that Act (unlawful intercourse...
- 53 An offence under section 6 of that Act (indecent behaviour...
- 54 An offence under section 8 of that Act (abduction of...
- 55 An offence under section 10 of that Act (person having...
- 56 An offence under section 13(5) of that Act (homosexual offences)...
- 57 An offence under section 3 of the Sexual Offences (Amendment)...
- 58 An offence under section 311(1) of the Mental Health (Care...
- 59 An offence under section 313(1) of that Act (persons providing...
- 59A An offence under section 1 of the Protection of Children...
- 59B An offence under section 9 of that Act (paying for...
- 59C An offence under any of sections 10 to 12 of...
- 59D An offence under section 1 of the Sexual Offences (Scotland)...
- 59E An offence under section 2 of that Act (sexual assault...
- 59F An offence under section 3 of that Act (sexual assault)...
- 59G An offence under section 4 of that Act (sexual coercion)...
- 59H An offence under section 5 of that Act (coercing a...
- 59I An offence under section 6 of that Act (coercing a...
- 59J An offence under section 7(1) of that Act (communicating indecently)...
- 59K An offence under section 7(2) of that Act (causing a...
- 59L An offence under section 8 of that Act (sexual exposure)...
- 59M An offence under section 9 of that Act (voyeurism).
- 59N An offence under section 11 of that Act (administering a...
- 59O An offence under section 18 of that Act (rape of...
- 59P An offence under section 19 of that Act (sexual assault...
- 59Q An offence under section 20 of that Act (sexual assault...
- 59R An offence under section 21 of that Act (causing a...
- 59S An offence under section 22 of that Act (causing a...
- 59T An offence under section 23 of that Act (causing a...
- 59U An offence under section 24(1) of that Act (communicating indecently...
- 59V An offence under section 24(2) of that Act (causing a...
- 59W An offence under section 25 of that Act (sexual exposure...
- 59X An offence under section 26 of that Act (voyeurism towards...
- 59Y An offence under section 28 of that Act (having intercourse...
- 59Z An offence under section 29 of that Act (engaging in...
- 59ZA An offence under section 30 of that Act (engaging in...
- 59ZB An offence under section 31 of that Act (causing an...
- 59ZC An offence under section 32 of that Act (causing an...
- 59ZD An offence under section 33 of that Act (causing an...
- 59ZE An offence under section 34(1) of that Act (communicating indecently...
- 59ZF An offence under section 34(2) of that Act (causing an...
- 59ZG An offence under section 35 of that Act (sexual exposure...
- 59ZH An offence under section 36 of that Act (voyeurism towards...
- 59ZI An offence under section 37(1) of that Act (engaging while...
- 59ZJ An offence under section 37(4) of that Act (engaging while...
- 59ZK An offence under section 42 of that Act (sexual abuse...
- 59ZL An offence under section 46 of that Act (sexual abuse...
- 60 An offence in Scotland other than is mentioned in paragraphs...

#### *Northern Ireland*

- 61 Rape.
- 62 An offence under section 52 of the Offences against the...
- 63 An offence under section 53 or 54 of that Act...

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- 64 An offence under section 61 of that Act (buggery) if—...
- 65 An offence under section 62 of that Act of assault...
- 66 An offence under section 62 of that Act of indecent...
- 67 An offence under section 2 of the Criminal Law Amendment...
- 68 An offence under section 3 of that Act (procuring defilement...
- 69 An offence under section 4 of that Act of unlawful...
- 70 An offence under section 5 of that Act of unlawful...
- 71 An offence under section 7 of that Act (abduction of...
- 72 An offence under section 11 of that Act (homosexual offences)...
- 73 An offence under section 1 of the Punishment of Incest...
- 74 An offence under section 2 of that Act (incest by...
- 75 An offence under section 21 of the Children and Young...
- 76 An offence under section 22 of that Act (indecent conduct...
- 77 An offence under Article 3 of the Protection of Children...
- 78 An offence under section 170 of the Customs and Excise...
- 79 An offence under Article 9 of the Criminal Justice (Northern...
- 80 An offence under Article 122 of the Mental Health (Northern...
- 81 An offence under Article 123 of that Order (offences against...
- 82 An offence under Article 15 of the Criminal Justice (Evidence,...
- 83 An offence under section 3 of the Sexual Offences (Amendment)...
- 84 An offence under Article 19 of the Criminal Justice (Northern...
- 85 An offence under Article 20 of that Order (assault with...
- 86 An offence under Article 21 of that Order (indecent assault...
- 87 An offence under section 15 of this Act (meeting a...
- 88 An offence under any of sections 16 to 19 of...
- 89 An offence under section 47 of this Act (paying for...
- 89A An offence under section 48 of this Act (causing or...
- 89B An offence under section 49 of this Act (controlling a...
- 89C An offence under section 50 of this Act (arranging or...
- 90 An offence under section 66 of this Act (exposure) if—...
- 91 An offence under section 67 of this Act (voyeurism) if—...
- 92 An offence under section 69 or 70 of this Act...
- 92A An offence under section 63 of the Criminal Justice and...
- 92B An offence under Article 5 or 6 of the Sexual...
- 92C An offence under Article 7 of that Order (sexual assault)...
- 92D An offence under Article 8, 12 or 13 of that...
- 92E An offence under Article 14 of that Order (sexual assault...
- 92F An offence under any of Articles 15 to 19 of...
- 92G An offence under Article 20 of that Order (sexual offences...
- 92H An offence under Article 21 of that Order (arranging or...
- 92HA An offence under Article 22A of that Order (sexual communication...
- 92I An offence under Article 22 of that Order (meeting a...
- 92IA An offence under Article 22A of that Order (sexual communication...
- 92IB An offence under Article 22B of that Order (communicating with...
- 92IC An offence under Article 22C of that Order (communicating with...
- 92ID An offence under Article 22D of that Order (communicating with...
- 92IE An offence under Article 22E of that Order (communicating with...
- 92J An offence under any of Articles 23 to 26 of...
- 92K An offence under Article 32 or 33 of that Order...
- 92L An offence under Article 37 (paying for sexual services of...
- 92M An offence under Article 38 (causing or inciting child prostitution...
- 92N An offence under Article 39 (controlling a child prostitute or...

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- 92O An offence under Article 40 (arranging or facilitating child prostitution...
- 92P An offence under any of Articles 43 to 50 of...
- 92Q An offence under any of Articles 51 to 54 of...
- 92R An offence under Article 65 of that Order (administering a...
- 92S An offence under Article 66 or 67 of that Order...
- 92T An offence under Article 68 or 69 of that Order...
- 92U An offence under Article 70 of that Order (exposure) if—...
- 92V An offence under Article 71 of that Order (voyeurism) if—...
- 92VA (1) An offence under Article 71A or 71B of that...
- 92VB (1) An offence under Article 72A of that Order (sending...
- 92W An offence under Article 73 or 74 of that Order...
- 92X An offence under section 62(1) of the Coroners and Justice...
- 92Y An offence under section 69 of the Serious Crime Act...

#### *Service offences*

- 93 (1) An offence under— (a) section 70 of the Army...
- 93A (1) An offence under section 42 of the Armed Forces...

#### *General*

- 94 A reference in a preceding paragraph to an offence includes—...
- 94A A reference in a preceding paragraph to an offence (“offence...
- 95 A reference in a preceding paragraph to a person’s age...
- 96 In this Schedule “community sentence” has— (a) in relation to...
- 97 For the purposes of paragraphs 14, 44 and 78—
- 98 A determination under paragraph 60 constitutes part of a person’s...

### SCHEDULE 3A — Review of indefinite notification requirements

#### *Introductory*

- 1 (1) This Schedule applies to a person who, on or...

#### *Initial review: applications*

- 2 (1) Except as provided by sub-paragraph (2), an offender may,...

#### *Initial review: determination of application*

- 3 (1) On an application under paragraph 2 the Chief Constable...

#### *Initial review: notice of decision*

- 4 (1) The Chief Constable must, within 12 weeks of the...

#### *Initial review: application to Crown Court*

- 5 (1) Where— (a) the Chief Constable fails to comply with...

#### *Further reviews*

- 6 (1) Except as provided by sub-paragraph (2), where a notice...

*Status: Point in time view as at 31/01/2024.*

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### *Guidance*

- 7 (1) The Department of Justice must issue guidance as to—...

### *Discharge in Great Britain*

- 8 (1) An offender who is, under corresponding legislation, discharged from...

## SCHEDULE 4 — Procedure for ending notification requirements for acts which are no longer offences

### *Scope of Schedule*

- 1 This Schedule applies where a relevant offender is subject to...

### *Application for decision*

- 2 (1) The relevant offender may apply to the Secretary of...

### *Decision by Secretary of State*

- 3 (1) In making the decision applied for, the Secretary of...

### *Effect of decision*

- 4 (1) If the Secretary of State decides that it appears...

### *Right of appeal*

- 5 (1) If the Secretary of State decides that it does...

### *Interpretation*

- 6 (1) In this Schedule a reference to an offence includes—...

### *Transitional provision*

- 7 Until the coming into force of the repeal by this...

## SCHEDULE 5 — Other offences for purposes of Part 2

### *England and Wales*

- 1 Murder.
- 2 Manslaughter.
- 3 Kidnapping.
- 4 False imprisonment.
- 4A Outraging public decency.
- 5 An offence under section 4 of the Offences against the...
- 6 An offence under section 16 of that Act (threats to...
- 7 An offence under section 18 of that Act (wounding with...
- 8 An offence under section 20 of that Act (malicious wounding)...
- 9 An offence under section 21 of that Act (attempting to...
- 10 An offence under section 22 of that Act (using chloroform...
- 11 An offence under section 23 of that Act (maliciously administering...
- 12 An offence under section 27 of that Act (abandoning children)...
- 13 An offence under section 28 of that Act (causing bodily...

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- 14 An offence under section 29 of that Act (using explosives...
- 15 An offence under section 30 of that Act (placing explosives...
- 16 An offence under section 31 of that Act (setting spring...
- 17 An offence under section 32 of that Act (endangering the...
- 18 An offence under section 35 of that Act (injuring persons...
- 19 An offence under section 37 of that Act (assaulting officer...
- 20 An offence under section 38 of that Act (assault with...
- 21 An offence under section 47 of that Act (assault occasioning...
- 22 An offence under section 2 of the Explosive Substances Act...
- 23 An offence under section 3 of that Act (attempt to...
- 24 An offence under section 1 of the Infant Life (Preservation)...
- 25 An offence under section 1 of the Children and Young...
- 26 An offence under section 1 of the Infanticide Act 1938...
- 27 An offence under section 16 of the Firearms Act 1968...
- 28 An offence under section 16A of that Act (possession of...
- 29 An offence under section 17(1) of that Act (use of...
- 30 An offence under section 17(2) of that Act (possession of...
- 31 An offence under section 18 of that Act (carrying a...
- 31A An offence under section 1 of the Theft Act 1968...
- 32 An offence under section 8 of that Act (robbery or assault...
- 33 An offence under section 9(1)(a) of that Act (burglary with...
- 34 An offence under section 10 of that Act (aggravated burglary)...
- 35 An offence under section 12A of that Act (aggravated vehicle-taking)...
- 36 An offence of arson under section 1 of the Criminal...
- 37 An offence under section 1(2) of that Act (destroying or...
- 38 An offence under section 1 of the Taking of Hostages...
- 39 An offence under section 1 of the Aviation Security Act...
- 40 An offence under section 2 of that Act (destroying, damaging...
- 41 An offence under section 3 of that Act (other acts...
- 42 An offence under section 4 of that Act (offences in...
- 43 An offence under section 127 of the Mental Health Act...
- 43A An offence under section 1 of the Child Abduction Act...
- 43B An offence under section 2 of that Act (offence of...
- 44 An offence under section 1 of the Prohibition of Female...
- 45 An offence under section 1 of the Public Order Act...
- 46 An offence under section 2 of that Act (violent disorder)...
- 47 An offence under section 3 of that Act (affray).
- 48 An offence under section 134 of the Criminal Justice Act...
- 49 An offence under section 1 of the Road Traffic Act...
- 50 An offence under section 3A of that Act (causing death...
- 51 An offence under section 1 of the Aviation and Maritime...
- 52 An offence under section 9 of that Act (hijacking of...
- 53 An offence under section 10 of that Act (seizing or...
- 54 An offence under section 11 of that Act (destroying fixed...
- 55 An offence under section 12 of that Act (other acts...
- 56 An offence under section 13 of that Act (offences involving...
- 56A An offence under section 2 or 2A of the Protection...
- 57 An offence under section 4 or 4A of that Act...
- 58 An offence under section 29 of the Crime and Disorder...
- 59 An offence falling within section 31(1)(a) or (b) of that...
- 60 An offence under Part II of the Channel Tunnel (Security)...
- 60ZA An offence under section 53 or 54 of the Regulation...
- 60A An offence under section 85(3) or (4) of the Postal...

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- 61 An offence under section 51 or 52 of the International...
- 61A An offence under section 127(1) of the Communications Act 2003...
- 62 An offence under section 47 of this Act, where the...
- 63 An offence under any of sections 51 to 53 or...
- 63A An offence under section 5 of the Domestic Violence, Crime...
- 63B An offence under section 2 of the Modern Slavery Act...
- 63C An offence under section 75A of the Serious Crime Act...
- 63D An offence under section 179 of the Online Safety Act...
- 63E An offence under section 181 of that Act (threatening communications)....

### *Scotland*

- 64 Murder.
- 65 Culpable homicide.
- 66 Assault.
- 67 Assault and robbery.
- 68 Abduction.
- 69 Plagium.
- 70 Wrongful imprisonment.
- 71 Threatening personal violence.
- 72 Breach of the peace inferring personal violence.
- 73 Wilful fireraising.
- 74 Culpable and reckless fireraising.
- 75 Mobbing and rioting.
- 76 An offence under section 2 of the Explosive Substances Act...
- 77 An offence under section 3 of that Act (attempt to...
- 78 An offence under section 12 of the Children and Young...
- 79 An offence under section 16 of the Firearms Act 1968...
- 80 An offence under section 16A of that Act (possession of...
- 81 An offence under section 17(1) of that Act (use of...
- 82 An offence under section 17(2) of that Act (possession of...
- 83 An offence under section 18 of that Act (carrying a...
- 84 An offence under section 1 of the Taking of Hostages...
- 85 An offence under section 1 of the Aviation Security Act...
- 86 An offence under section 2 of that Act (destroying, damaging...
- 87 An offence under section 3 of that Act (other acts...
- 88 An offence under section 4 of that Act (offences in...
- 89 An offence under section 105 of the Mental Health (Scotland)...
- 90 An offence under section 1 of the Prohibition of Female...
- 91 An offence under section 134 of the Criminal Justice Act...
- 92 An offence under section 1 of the Road Traffic Act...
- 93 An offence under section 3A of that Act (causing death...
- 94 An offence under section 1 of the Aviation and Maritime...
- 95 An offence under section 9 of that Act (hijacking of...
- 96 An offence under section 10 of that Act (seizing or...
- 97 An offence under section 11 of that Act (destroying fixed...
- 98 An offence under section 12 of that Act (other acts...
- 99 An offence under section 13 of that Act (offences involving...
- 100 An offence under Part II of the Channel Tunnel (Security)...
- 101 An offence under section 7 of the Criminal Law (Consolidation)...
- 102 An offence under section 9 of that Act (permitting girl...
- 103 An offence under section 11 of that Act (trading in...



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- 104 An offence under section 12 of that Act (allowing child...
- 105 An offence under section 13(9) of that Act (living on...
- 106 An offence under section 50A of that Act (racially-aggravated harassment)...
- 106A An offence under section 53 or 54 of the Regulation...
- 107 An offence under section 51 or 52 of the International...
- 108 An offence under section 1 of the International Criminal Court...
- 109 An offence under section 22 of the Criminal Justice (Scotland)...
- 110 An offence to which section 74 of that Act applies...
- 111 An offence under section 315 of the Mental Health (Care...

### *Northern Ireland*

- 112 Murder.
- 113 Manslaughter.
- 114 Kidnapping.
- 115 Riot.
- 116 Affray.
- 117 False imprisonment.
- 117A Outraging public decency.
- 118 An offence under section 4 of the Offences against the...
- 119 An offence under section 16 of that Act (threats to...
- 120 An offence under section 18 of that Act (wounding with...
- 121 An offence under section 20 of that Act (malicious wounding)...
- 122 An offence under section 21 of that Act (attempting to...
- 123 An offence under section 22 of that Act (using chloroform...
- 124 An offence under section 23 of that Act (maliciously administering...
- 125 An offence under section 27 of that Act (abandoning children)...
- 126 An offence under section 28 of that Act (causing bodily...
- 127 An offence under section 29 of that Act (using explosives...
- 128 An offence under section 30 of that Act (placing explosives...
- 129 An offence under section 31 of that Act (setting spring...
- 130 An offence under section 32 of that Act (endangering the...
- 131 An offence under section 35 of that Act (injuring persons...
- 132 An offence under section 37 of that Act (assaulting officer...
- 133 An offence under section 47 of that Act of assault...
- 134 An offence under section 2 of the Explosive Substances Act...
- 135 An offence under section 3 of that Act (attempt to...
- 136 An offence under section 25 of the Criminal Justice (Northern...
- 137 An offence under section 1 of the Infanticide Act (Northern...
- 138 An offence under section 7(1)(b) of the Criminal Justice (Miscellaneous...
- 138A An offence under section 9(1)(a) of that Act (riotous, disorderly...
- 139 An offence under section 20 of the Children and Young...
- 139A An offence under section 1 of the Theft Act (Northern...
- 140 An offence under section 8 of that Act (robbery or...
- 141 An offence under section 9(1)(a) of that Act (burglary with...
- 142 An offence under section 10 of that Act (aggravated burglary)...
- 143 An offence of arson under Article 3 of the Criminal...
- 144 An offence under Article 3(2) of that Order (destroying or...
- 145 An offence under Article 58(1) of the Firearms (Northern Ireland)...
- 146 An offence under Article 58(2) of that Order (possession of...
- 147 An offence under Article 59(1) of that Order (use of...

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- 148 An offence under Article 59(2) of that Order (possession of...
- 149 An offence under Article 60 of that Order (carrying a...
- 150 An offence under section 1 of the Taking of Hostages...
- 151 An offence under section 1 of the Aviation Security Act...
- 152 An offence under section 2 of that Act (destroying, damaging...
- 153 An offence under section 3 of that Act (other acts...
- 154 An offence under section 4 of that Act (offences in...
- 154A An offence under Article 3 of the Child Abduction (Northern...
- 154B An offence under Article 4 of that Order (offence of...
- 155 An offence under section 1 of the Prohibition of Female...
- 156 An offence under Article 121 of the Mental Health (Northern...
- 157 An offence under section 134 of the Criminal Justice Act...
- 158 An offence under section 1 of the Aviation and Maritime...
- 159 An offence under section 9 of that Act (hijacking of...
- 160 An offence under section 10 of that Act (seizing or...
- 161 An offence under section 11 of that Act (destroying fixed...
- 162 An offence under section 12 of that Act (other acts...
- 163 An offence under section 13 of that Act (offences involving...
- 163A An offence under Article 68 of the Children (Northern Ireland)...
- 164 An offence under Article 9 of the Road Traffic (Northern...
- 165 An offence under Article 14 of that Order (causing death...
- 165A An offence under Article 4 of the Protection from Harassment...
- 166 An offence under Article 6 of that Order (putting people...
- 167 An offence under section 66 of the Police (Northern Ireland)...
- 168 An offence under Part II of the Channel Tunnel (Security)...
- 168ZA An offence under section 53 or 54 of the Regulation...
- 168A An offence under section 85(3) or (4) of the Postal...
- 169 An offence under section 51 or 52 of the International...
- 169A An offence under section 127(1) of the Communications Act 2003...
- 170 An offence under section 47 of this Act, where the...
- 171 An offence under any of sections . . . 57...
- 171A An offence under section 5 of the Domestic Violence, Crime...
- 171B An offence under Article 62 (causing or inciting prostitution for...
- 171C An offence under section 2 of the Human Trafficking and...
- 171C An offence under paragraph 1 of Schedule 4 to the...
- 171D An offence under paragraph 2 of that Schedule (destroying, damaging...
- 171E An offence under paragraph 3 of that Schedule (other acts...
- 171F An offence under paragraph 4 of that Schedule (endangering safety...
- 171G An offence under paragraph 5 of that Schedule (offences in...
- 171H An offence under section 28 of the Justice (Sexual Offences...
- 171I An offence under section 179 of the Online Safety Act...
- 171J An offence under section 181 of that Act (threatening communications)....

#### *Service offences*

- 172 An offence under— (a) section 70 of the Army Act...
- 172A (1) An offence under section 42 of the Armed Forces...

#### *General*

- 173 A reference in a preceding paragraph to an offence includes—...
- 173A A reference in a preceding paragraph to an offence (“offence...
- 174 A reference in a preceding paragraph to a person’s age...

*Status: Point in time view as at 31/01/2024.*

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## SCHEDULE 6 — Minor and consequential amendments

### *Vagrancy Act 1824 (c. 83)*

- 1 In section 4 of the Vagrancy Act 1824 (rogues and...
- 2 In section 4 of the Vagrancy Act 1824 as it...

### *Town Police Clauses Act 1847 (c. 89)*

- 3 In section 28 of the Town Police Clauses Act 1847...

### *Offences against the Persons Act 1861 (c. 100)*

- 4 In the Offences against the Person Act 1861, omit sections...

### *Criminal Law Amendment Act 1885 (c. 69)*

- 5 In the Criminal Law Amendment Act 1885, omit—

### *Vagrancy Act 1898 (c. 39)*

- 6 The Vagrancy Act 1898 ceases to have effect.

### *Children and Young Persons Act 1933 (c. 12)*

- 7 In Schedule 1 to the Children and Young Persons Act...

### *Visiting Forces Act 1952 (c. 67)*

- 8 (1) Paragraph 1 of the Schedule to the Visiting Forces...

### *Army Act 1955 (3 & 4 Eliz. 2 c. 18)*

- 9 Minor and consequential amendments

### *Air Force Act 1955 (3 & 4 Eliz. 2.c. 19)*

- 10 Minor and consequential amendments

### *Sexual Offences Act 1956 (c. 37)*

- 11 In the Sexual Offences Act 1956, omit—

### *Naval Discipline Act 1957 (c. 53)*

- 12 Minor and consequential amendments

### *Mental Health Act 1959 (c. 72)*

- 13 In the Mental Health Act 1959, omit sections 127 (amendment...

### *Indecency with Children Act 1960 (c. 33)*

- 14 The Indecency with Children Act 1960 ceases to have effect....

### *Sexual Offences Act 1967 (c. 60)*

- 15 In the Sexual Offences Act 1967, omit the following—

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*Firearms Act 1968 (c. 27)*

16 In Schedule 1 to the Firearms Act 1968 (offences to...

*Theft Act 1968 (c. 60)*

17 In section 9 of the Theft Act 1968 (burglary), in...

*Children and Young Persons Act (Northern Ireland) 1968 (c. 34 (N.I.))*

18 (1) The Children and Young Persons Act (Northern Ireland) 1968...

*Rehabilitation of Offenders Act 1974 (c. 53)*

19 In section 7 of the Rehabilitation of Offenders Act 1974...

*Sexual Offences (Amendment) Act 1976 (c. 82)*

20 (1) The Sexual Offences (Amendment) Act 1976 is amended as...

*Criminal Law Act 1977 (c. 45)*

21 In the Criminal Law Act 1977, omit section 54 (inciting...

*Internationally Protected Persons Act 1978 (c. 17)*

22 In section 1 of the Internationally Protected Persons Act 1978...

*Suppression of Terrorism Act 1978 (c. 26)*

23 (1) Schedule 1 to the Suppression of Terrorism Act 1978...

*Protection of Children Act 1978 (c. 37)*

24 In section 1(1) of the Protection of Children Act 1978...

*Rehabilitation of Offenders (Northern Ireland) Order 1978 (S.I. 1978/1908 (N.I. 27))*

25 In Article 8 of the Rehabilitation of Offenders (Northern Ireland)...

*Magistrates' Courts Act 1980 (c. 43)*

26 (1) The Magistrates' Courts Act 1980 is amended as follows....

*Criminal Justice Act 1982 (c. 48)*

27 In the Criminal Justice Act 1982, in Part 2 of...

*Police and Criminal Evidence Act 1984 (c. 60)*

28 (1) The Police and Criminal Evidence Act 1984 is amended...

*Criminal Justice Act 1988 (c. 33)*

29 (1) The Criminal Justice Act 1988 is amended as follows....

*Criminal Justice Act 1991 (c. 53)*

30 In section 34A of the Criminal Justice Act 1991 (power...

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*Sexual Offences (Amendment) Act 1992 (c. 34)*

31 (1) Section 2 of the Sexual Offences (Amendment) Act 1992...

*Criminal Justice and Public Order Act 1994 (c. 33)*

32 (1) The Criminal Justice and Public Order Act 1994 is...

*Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)*

33 In section 5(6) of the Criminal Law (Consolidation) (Scotland) Act...

*Criminal Injuries Compensation Act 1995 (c. 53)*

34 In section 11 of the Criminal Injuries Compensation Act 1995...

*Sexual Offences (Conspiracy and Incitement) Act 1996 (c. 29)*

35 In the Schedule to the Sexual Offences (Conspiracy and Incitement)...

*Sexual Offences (Protected Material) Act 1997 (c. 39)*

36 In the Schedule to the Sexual Offences (Protected Material) Act...

*Sex Offenders Act 1997 (c. 51)*

37 The Sex Offenders Act 1997 ceases to have effect.

*Crime and Disorder Act 1998 (c. 37)*

38 (1) The Crime and Disorder Act 1998 is amended as...

*Criminal Justice (Children) (Northern Ireland) Order 1998 (S.I. 1998/1504 (N.I. 9))*

39 Minor and consequential amendments

*Criminal Justice (Northern Ireland) Order 1998 (S.I. 1998/2839 (N.I. 20))*

40 In the Criminal Justice (Northern Ireland) Order 1998, omit Articles...

*Youth Justice and Criminal Evidence Act 1999 (c. 23)*

41 (1) The Youth Justice and Criminal Evidence Act 1999 is...

*Criminal Evidence (Northern Ireland) Order 1999 (S.I. 1999/2789 (N.I. 8))*

42 (1) The Criminal Evidence (Northern Ireland) Order 1999 is amended...

*Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)*

43 (1) The Powers of Criminal Courts (Sentencing) Act 2000 is...

*Criminal Justice and Courts Services Act 2000 (c. 43)*

44 (1) The Criminal Justice and Courts Services Act 2000 is...

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

45 (1) The Sexual Offences (Amendment) Act 2000 is amended as...

*Status: Point in time view as at 31/01/2024.*

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*Proceeds of Crime Act 2002 (c. 29)*

46 (1) The Proceeds of Crime Act 2002 is amended as...

*Adoption and Children Act 2002 (c. 38)*

47 In section 74 of the Adoption and Children Act 2002...

*Nationality, Asylum and Immigration Act 2002 (c. 41)*

48 In the Nationality, Asylum and Immigration Act 2002, omit sections...

*Criminal Justice (Scotland) Act 2003 (asp 7)*

49 In section 21(9) of the Criminal Justice (Scotland) Act 2003...

*Protection of Children and Vulnerable Adults  
(Northern Ireland) Order 2003(S.I. 2003/417 (N.I. 4))*

50 In paragraph 1 of Schedule 1 to the Protection of...

*Access to Justice (Northern Ireland) Order 2003 (S.I. 2003/435 (N.I. 10))*

51 In Schedule 2 to the Access to Justice (Northern Ireland)...

*Criminal Justice (Northern Ireland) Order 2003 (S.I. 2003/1247 (N.I. 13))*

52 In the Criminal Justice (Northern Ireland) Order 2003, omit—

SCHEDULE 7 — Repeals and revocations

**Status:**

Point in time view as at 31/01/2024.

**Changes to legislation:**

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