



# Modern Slavery Act 2015

## CHAPTER 30

### MODERN SLAVERY ACT 2015

#### PART 1

##### OFFENCES

###### *Offences*

- 1 Slavery, servitude and forced or compulsory labour
- 2 Human trafficking
- 3 Meaning of exploitation
- 4 Committing offence with intent to commit offence under section 2

###### *Penalties and sentencing*

- 5 Penalties
- 6 Sentencing
- 7 Confiscation of assets
- 8 Power to make slavery and trafficking reparation orders
- 9 Effect of slavery and trafficking reparation orders
- 10 Slavery and trafficking reparation orders: supplementary provision
- 11 Forfeiture of land vehicle, ship or aircraft

###### *Supplementary*

- 11A Enforcement by Gangmasters and Labour Abuse Authority
- 12 Detention of land vehicle, ship or aircraft
- 13 Interpretation of Part 1

#### PART 2

##### PREVENTION ORDERS

*Status: Point in time view as at 08/08/2016.*

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### *Slavery and trafficking prevention orders*

- 14 Slavery and trafficking prevention orders on sentencing
- 15 Slavery and trafficking prevention orders on application
- 16 Meaning of “relevant offender”
- 17 Effect of slavery and trafficking prevention orders
- 18 Prohibitions on foreign travel
- 19 Requirement to provide name and address
- 20 Variation, renewal and discharge
- 21 Interim slavery and trafficking prevention orders
- 22 Appeals

### *Slavery and trafficking risk orders*

- 23 Slavery and trafficking risk orders
- 24 Effect of slavery and trafficking risk orders
- 25 Prohibitions on foreign travel
- 26 Requirement to provide name and address
- 27 Variation, renewal and discharge
- 28 Interim slavery and trafficking risk orders
- 29 Appeals

### *Offences and supplementary provision*

- 30 Offences
- 30A Enforcement by Gangmasters and Labour Abuse Authority
- 31 Cross-border enforcement
- 32 Rules of court
- 33 Guidance to chief officers of police etc
- 34 Interpretation of Part 2

## **PART 3**

### MARITIME ENFORCEMENT

- 35 Enforcement powers in relation to ships: England and Wales
- 36 Enforcement powers in relation to ships: Scotland
- 37 Enforcement powers in relation to ships: Northern Ireland
- 38 Hot pursuit of ships in United Kingdom waters
- 39 Interpretation of Part 3

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- 40 The Independent Anti-slavery Commissioner
- 41 General functions of Commissioner
- 42 Strategic plans and annual reports
- 43 Duty to co-operate with Commissioner
- 44 Restriction on exercise of functions

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### PROTECTION OF VICTIMS

- 45 Defence for slavery or trafficking victims who commit an offence
- 46 Special measures for witnesses in criminal proceedings

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- 47 Civil legal aid for victims of slavery
- 48 Independent child trafficking advocates
- 49 Guidance about identifying and supporting victims
- 50 Regulations about identifying and supporting victims
- 51 Presumption about age
- 52 Duty to notify Secretary of State about suspected victims of slavery or human trafficking
- 53 Overseas domestic workers

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### TRANSPARENCY IN SUPPLY CHAINS ETC

- 54 Transparency in supply chains etc

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### MISCELLANEOUS AND GENERAL

#### *Miscellaneous*

- 54A Gangmasters and Labour Abuse Authority: information gateways
- 55 Gangmasters Licensing Authority

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- 56 Interpretation
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- 58 Regulations
- 59 Financial provisions
- 60 Extent
- 61 Commencement
- 62 Short title

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## SCHEDULES

### SCHEDULE 1 — Slavery and human trafficking offences

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

- 1 An offence under section 145 of the Nationality, Immigration and...

#### *Sexual Offences Act 2003 (c. 42)*

- 2 (1) An offence under section 57, 58, 58A, 59 or...

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

- 3 An offence under section 22 of the Criminal Justice (Scotland)...

#### *Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (c. 19)*

- 4 An offence under section 4 of the Asylum and Immigration...

#### *Coroners and Justice Act 2009 (c. 25)*

- 5 An offence under section 71 of the Coroners and Justice...

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*Criminal Justice and Licensing (Scotland) Act 2010 (asp 13)*

6 An offence under section 47 of the Criminal Justice and...

*Modern Slavery Act 2015 (c. 30)*

7 An offence under section 1, 2 or 4 of this...

*Human Trafficking and Exploitation (Criminal Justice and Support for Victims) Act (Northern Ireland) 2015 (c. 2 (N.I.))*

8 An offence under section 1, 2 or 4 of the...

*Ancillary offences*

9 (1) An offence of attempting or conspiring to commit an...

SCHEDULE 2 — Enforcement powers in relation to ships  
PART 1 — ENGLAND AND WALES

*Introductory*

1 (1) This Part of this Schedule sets out the powers...

*Power to stop, board, divert and detain*

2 (1) This paragraph applies if an English and Welsh constable...

*Power to search and obtain information*

3 (1) This paragraph applies if an English and Welsh constable...

*Power of arrest and seizure*

4 (1) This paragraph applies if an English and Welsh constable...

*Code of practice*

5 (1) The Secretary of State must prepare and issue a...

*Assistants*

6 (1) An English and Welsh constable or an enforcement officer...

*Reasonable force*

7 An English and Welsh constable or an enforcement officer may...

*Evidence of authority*

8 An English and Welsh constable or an enforcement officer must...

*Protection of constables and enforcement officers*

9 An English and Welsh constable or an enforcement officer is...

*Offences*

10 (1) A person commits an offence under the law of...  
PART 2 — SCOTLAND

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### *Introductory*

11 (1) This Part of this Schedule sets out the powers...

#### *Power to stop, board, divert and detain*

12 (1) This paragraph applies if a Scottish constable or an...

#### *Power to search and obtain information*

13 (1) This paragraph applies if a Scottish constable or an...

#### *Power of arrest and seizure*

14 (1) This paragraph applies if a Scottish constable or an...

### *Assistants*

15 (1) A Scottish constable or an enforcement officer may—

#### *Reasonable force*

16 A Scottish constable or an enforcement officer may use reasonable...

#### *Evidence of authority*

17 A Scottish constable or an enforcement officer must produce evidence...

### *Offences*

18 (1) A person commits an offence under the law of...  
PART 3 — NORTHERN IRELAND

### *Introductory*

19 (1) This Part of this Schedule sets out the powers...

#### *Power to stop, board, divert and detain*

20 (1) This paragraph applies if a Northern Ireland constable or...

#### *Power to search and obtain information*

21 (1) This paragraph applies if a Northern Ireland constable or...

#### *Power of arrest and seizure*

22 (1) This paragraph applies if a Northern Ireland constable or...

#### *Code of practice*

23 (1) The Department of Justice in Northern Ireland must prepare...

### *Assistants*

24 (1) A Northern Ireland constable or an enforcement officer may—...

#### *Reasonable force*

25 A Northern Ireland constable or an enforcement officer may use...

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*Evidence of authority*

- 26 A Northern Ireland constable or an enforcement officer must produce...

*Protection of constables and enforcement officers*

- 27 A Northern Ireland constable or an enforcement officer is not...

*Offences*

- 28 (1) A person commits an offence under the law of...

SCHEDULE 3 — Public authorities under a duty to co-operate with the  
Commissioner

*Law enforcement and border security*

*Local government*

*Health bodies*

*Regulators*

*Northern Irish public authority*

SCHEDULE 4 — Offences to which defence in section 45 does not apply

*Common law offences*

- 1 False imprisonment.
- 2 Kidnapping.
- 3 Manslaughter.
- 4 Murder.
- 5 Perverting the course of justice.
- 6 Piracy.

*Offences against the Person Act 1861 (c. 100)*

- 7 An offence under any of the following provisions of the...

*Explosive Substances Act 1883 (c. 3)*

- 8 An offence under any of the following provisions of the...

*Infant Life (Preservation) Act 1929 (c. 34)*

- 9 An offence under section 1 of the Infant Life (Preservation)...

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

- 10 An offence under section 1 of the Children and Young...

*Public Order Act 1936 (1 Edw. 8 & 1 Geo. 6 c. 6)*

- 11 An offence under section 2 of the Public Order Act...

*Infanticide Act 1938 (c. 36)*

- 12 An offence under section 1 of the Infanticide Act 1938...

*Firearms Act 1968 (c. 27)*

- 13 An offence under any of the following provisions of the...

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*Theft Act 1968 (c. 60)*

14 An offence under any of the following provisions of the...

*Criminal Damage Act 1971 (c. 48)*

15 The following offences under the Criminal Damage Act 1971— an...

*Immigration Act 1971 (c. 77)*

16 An offence under section 25 of the Immigration Act 1971...

*Customs and Excise Management Act 1979 (c. 2)*

17 An offence under section 170 of the Customs and Excise...

*Taking of Hostages Act 1982 (c. 28)*

18 An offence under section 1 of the Taking of Hostages...

*Aviation Security Act 1982 (c. 36)*

19 An offence under any of the following provisions of the...

*Mental Health Act 1983 (c. 20)*

20 An offence under section 127 of the Mental Health Act...

*Child Abduction Act 1984 (c. 37)*

21 An offence under any of the following provisions of the...

*Public Order Act 1986 (c. 64)*

22 An offence under any of the following provisions of the...

*Criminal Justice Act 1988 (c. 33)*

23 An offence under section 134 of the Criminal Justice Act...

*Road Traffic Act 1988 (c. 52)*

24 An offence under any of the following provisions of the...

*Aviation and Maritime Security Act 1990 (c. 31)*

25 An offence under any of the following provisions of the...

*Channel Tunnel (Security) Order 1994 (S.I. 1994/570)*

26 An offence under Part 2 of the Channel Tunnel (Security)...

*Protection from Harassment Act 1997 (c. 40)*

27 An offence under any of the following provisions of the...

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

28 An offence under any of the following provisions of the...

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*Terrorism Act 2000 (c. 11)*

29 An offence under any of the following provisions of the...

*International Criminal Court Act 2001 (c. 17)*

30 An offence under any of the following provisions of the...

*Anti-terrorism, Crime and Security Act 2001 (c. 24)*

31 An offence under any of the following provisions of the...

*Female Genital Mutilation Act 2003 (c. 31)*

32 An offence under any of the following provisions of the...

*Sexual Offences Act 2003 (c. 42)*

33 An offence under any of the following provisions of the...

*Domestic Violence, Crime and Victims Act 2004 (c. 28)*

34 An offence under section 5 of the Domestic Violence, Crime...

*Terrorism Act 2006 (c. 11)*

35 An offence under any of the following provisions of the...

*Modern Slavery Act 2015 (c. 30)*

36 An offence under any of the following provisions of the...

*Ancillary offences*

37 (1) An offence of attempting or conspiring to commit an...

SCHEDULE 4A — Information gateways: specified persons

*Authorities with functions in connection with the labour market etc*

The Secretary of State. A person by whom, or by...

*Law enforcement and border security*

A chief officer of police for a police area in...

*Local government*

A county council in England or Wales. A county borough...

*Health bodies*

A National Health Service trust established under section 25 of...

*Other*

The Independent Anti-slavery Commissioner.

SCHEDULE 5 — Minor and consequential amendments

PART 1 — AMENDMENTS RELATING TO OFFENCES



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

- 1 (1) Schedule 1 to the Children and Young Persons Act...

*Immigration Act 1971 (c. 77)*

- 2 In section 25C of the Immigration Act 1971 (forfeiture of...

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

- 3 In section 65A(2) of the Police and Criminal Evidence Act...

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

- 4 In section 2(1) of the Sexual Offences (Amendment) Act 1992...

*Sexual Offences Act 2003 (c. 42)*

- 5 (1) The Sexual Offences Act 2003 is amended as follows....

*Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (c. 19)*

- 6 (1) The Asylum and Immigration (Treatment of Claimants, etc.) Act...

*Serious Crime Act 2007 (c. 27)*

- 7 (1) Part 1 of Schedule 1 to the Serious Crime...

*Coroners and Justice Act 2009 (c. 25)*

- 8 Omit section 71 of the Coroners and Justice Act 2009...

*Protection of Freedoms Act 2012 (c. 9)*

- 9 (1) The Protection of Freedoms Act 2012 is amended as...

*Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10)*

- 10 In Part 1 of Schedule 1 to the Legal Aid, ...  
PART 2 — AMENDMENTS RELATING TO SLAVERY AND TRAFFICKING  
REPARATION ORDERS

*Administration of Justice Act 1970 (c. 31)*

- 11 (1) The Administration of Justice Act 1970 is amended as...

*Criminal Justice Act 1991 (c. 53)*

- 12 (1) Section 24 of the Criminal Justice Act 1991 (recovery...

*Social Security (Recovery of Benefits) Act 1997 (c. 27)*

- 13 In paragraph 2 of Schedule 1 to the Social Security...

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

- 14 In section 133(3)(c) of the Powers of Criminal Courts (Sentencing)...

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

- 15 In section 13(3A) of the Proceeds of Crime Act 2002...
- 16 In section 19(8) of the Proceeds of Crime Act 2002...
- 17 In section 20(12) of the Proceeds of Crime Act 2002...
- 18 In section 32(7)(b) of the Proceeds of Crime Act 2002...
- 19 In section 33(9)(b) of the Proceeds of Crime Act 2002...
- 20 Minor and consequential amendments
- 21 In section 308 of the Proceeds of Crime Act 2002...
- 22 In Schedule 11 to the Proceeds of Crime Act 2002...

*Courts Act 2003 (c. 39)*

- 23 (1) Schedule 5 to the Courts Act 2003 (collection of...

*Criminal Justice Act 2003 (c. 44)*

- 24 In section 151(5) of the Criminal Justice Act 2003 (orders...
- 25 (1) Section 161A of the Criminal Justice Act 2003 (court's...

*Health and Social Care (Community Health and Standards) Act 2003 (c. 43)*

- 26 In paragraph 1 of Schedule 10 to the Health and...

*Prevention of Social Housing Fraud Act 2013 (c. 3)*

- 27 (1) The Prevention of Social Housing Fraud Act 2013 is...

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