

## SCHEDULES

### SCHEDULE 6

Section 59

#### CHILD SEXUAL EXPLOITATION AND ABUSE OFFENCES

#### PART 1

##### ENGLAND AND WALES, AND NORTHERN IRELAND

- 1 An offence under section 2 of the Obscene Publications Act 1959 relating to an obscene article tending to deprave and corrupt others by encouraging them to commit an offence specified in paragraph 2, 4, 5, 7 or 8.
- 2 An offence under section 1 of the Protection of Children Act 1978 (indecent photographs of children).
- 3 An offence under Article 3 of the Protection of Children (Northern Ireland) Order 1978 (S.I. 1978/1047 (N.I. 17)) (indecent photographs of children).
- 4 An offence under section 160 of the Criminal Justice Act 1988 (possession of indecent photograph of a child).
- 5 An offence under any of the following provisions of the Sexual Offences Act 2003—
  - (a) section 8 (causing or inciting a child under 13 to engage in sexual activity);
  - (b) section 10 (causing or inciting a child to engage in sexual activity);
  - (c) section 11 (engaging in sexual activity in the presence of a child);
  - (d) section 12 (causing a child to watch a sexual act);
  - (e) section 13 (child sex offences committed by children or young persons);
  - (f) section 14 (arranging or facilitating commission of a child sex offence);
  - (g) section 15 (meeting a child following sexual grooming etc);
  - (h) section 15A (sexual communication with a child);
  - (i) section 47 (paying for sexual services of a child);
  - (j) section 48 (causing or inciting sexual exploitation of a child);
  - (k) section 49 (controlling a child in relation to sexual exploitation);
  - (l) section 50 (arranging or facilitating sexual exploitation of a child).
- 6 An offence under any of the following provisions of the Sexual Offences (Northern Ireland) Order 2008 (S.I. 2008/1769 (N.I. 2))—
  - (a) Article 15 (causing or inciting a child under 13 to engage in sexual activity);
  - (b) Article 17 (causing or inciting a child to engage in sexual activity);
  - (c) Article 18 (engaging in sexual activity in the presence of a child);
  - (d) Article 19 (causing a child to watch a sexual act);
  - (e) Article 20 (sexual offences against children committed by children or young persons);

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*Status: This is the original version (as it was originally enacted).*

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- (f) Article 21 (arranging or facilitating commission of a sex offence against a child);
  - (g) Article 22 (meeting a child following sexual grooming etc);
  - (h) Article 22A (sexual communication with a child);
  - (i) Article 37 (paying for sexual services of a child);
  - (j) Article 38 (causing or inciting child prostitution or pornography);
  - (k) Article 39 (controlling a child prostitute or a child involved in pornography);
  - (l) Article 40 (arranging or facilitating child prostitution or pornography).
- 7 An offence under section 62 of the Coroners and Justice Act 2009 (possession of prohibited image of a child).
- 8 An offence under section 69 of the Serious Crime Act 2015 (possession of paedophile manual).

*Inchoate offences*

- 9 (1) An offence of attempting or conspiring to commit an offence specified in this Part.
- (2) An offence under Part 2 of the Serious Crime Act 2007 (encouraging or assisting) in relation to an offence specified in this Part.
- (3) An offence of aiding, abetting, counselling or procuring the commission of an offence specified in this Part.

**PART 2**

SCOTLAND

- 10 An offence under either of the following provisions of the Civic Government (Scotland) Act 1982—
- (a) section 52 (indecent photographs etc of children);
  - (b) section 52A (possession of indecent photographs of children).
- 11 An offence under any of the following provisions of the Protection of Children and Prevention of Sexual Offences (Scotland) Act 2005—
- (a) section 1 (meeting a child following certain preliminary contact);
  - (b) section 9 (paying for sexual services of a child);
  - (c) section 10 (causing or inciting provision by child of sexual services or child pornography);
  - (d) section 11 (controlling a child providing sexual services or involved in pornography);
  - (e) section 12 (arranging or facilitating provision by child of sexual services or child pornography).
- 12 An offence under any of the following provisions of the Sexual Offences (Scotland) Act 2009—
- (a) section 21 (causing a young child to participate in a sexual activity);
  - (b) section 23 (causing a young child to look at a sexual image);
  - (c) section 24 (communicating indecently with a young child etc);
  - (d) section 31 (causing an older child to participate in a sexual activity);

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- (e) section 33 (causing an older child to look at a sexual image);
- (f) section 34 (communicating indecently with an older child etc);
- (g) section 54 (incitement to commit certain sexual acts outside Scotland).

*Inchoate offences*

- 13 (1) An offence of attempting or conspiring to commit an offence specified in this Part.
- (2) An offence of inciting a person to commit an offence specified in this Part.
- (3) An offence of aiding, abetting, counselling or procuring the commission of an offence specified in this Part, or being involved art and part in the commission of such an offence.