



Prohibition of Female Genital Mutilation (Scotland) Act 2005

2005 asp 8

3 Aiding and abetting female genital mutilation

- (1) A person who aids, abets, counsels, procures or incites—
 - (a) a person to commit an offence under section 1;
 - (b) another person to perform an action mentioned in section 1(2) in relation to the whole or any part of that other person's own labia majora, labia minora, prepuce of the clitoris, clitoris or vagina; or
 - (c) a person who is not a United Kingdom national or ^{F1}... United Kingdom resident to do a relevant act of genital mutilation outside the United Kingdom, commits an offence.
- (2) An act is a relevant act of genital mutilation if it would, if done by a United Kingdom national or ^{F2}... United Kingdom resident, constitute an offence under section 1.
- (3) No offence under subsection (1)(c) is committed if the relevant act of genital mutilation—
 - (a) is an action mentioned in section 1(4); and
 - (b) is performed by a person who, in relation to the action, is an approved person or provides services corresponding to those of an approved person.

Textual Amendments

- F1** Word in s. 3(1)(c) omitted (3.5.2015) by virtue of [Serious Crime Act 2015 \(c. 9\)](#), ss. 70(2)(a), 88(4) (with s. 86(10))
- F2** Word in s. 3(2) omitted (3.5.2015) by virtue of [Serious Crime Act 2015 \(c. 9\)](#), ss. 70(2)(a), 88(4) (with s. 86(10))

Changes to legislation:

Prohibition of Female Genital Mutilation (Scotland) Act 2005, Section 3 is up to date with all changes known to be in force on or before 26 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5S inserted by [2020 asp 9 s. 2](#)
- s. 5T inserted by [2020 asp 9 s. 3](#)
- s. 7A inserted by [2020 asp 9 s. 6](#)
- s. 7B inserted by [2020 asp 9 s. 7](#)