



Sexual Offences (Scotland) Act 2009

2009 asp 9

PART 1

RAPE ETC.

Sexual assault and other sexual offences

10 Interpretation of section 9

- (1) For the purposes of section 9, a person is doing a private act if the person is in a place which in the circumstances would reasonably be expected to provide privacy, and—
 - (a) the person's genitals, buttocks or breasts are exposed or covered only with underwear,
 - (b) the person is using a lavatory, or
 - (c) the person is doing a sexual act that is not of a kind ordinarily done in public.
- (2) For the purposes of section 9(3), operating equipment includes enabling or securing its activation by another person without that person's knowledge.
- (3) In section 9(5), "structure" includes a tent, vehicle or vessel or other temporary or movable structure.