

SCHEDULE

MEANING OF “OFFENCE AGAINST A CHILD”

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[^{F1}A person falls within this paragraph if—

- (a) he commits an offence under section 16 of the Offences against the Person Act 1861 (c. 100) (threats to kill) by making a threat to kill a child,
- (b) he commits an offence under section 1 of the Punishment of Incest Act 1908 (c.45) (incest by a man) by having sexual intercourse with a child,
- (c) she commits an offence under section 2 of that Act (incest by a woman) by allowing a child to have sexual intercourse with her,
- (d) he commits an offence under section 9(1)(a) of the Theft (Northern Ireland) Act 1969 (c.16) (burglary), by entering a building or part of a building with intent to rape a child,
- (e) he commits an offence under section 4(3) of the Misuse of Drugs Act 1971 (c. 38) by—
 - (i) supplying or offering to supply a Class A drug to a child,
 - (ii) being concerned in the supplying of such a drug to a child, or
 - (iii) being concerned in the making to a child of an offer to supply such a drug,
- (f) he commits an offence under Article 7 of the Homosexual Offences (Northern Ireland) Order 1982 (NI 19) (procuring others to commit homosexual acts) by—
 - (i) procuring a child to commit an act of buggery with any person, or
 - (ii) procuring any person to commit an act of buggery with a child,
- (g) he commits an offence under Article 8 of that Order (living on earnings of male prostitution) by living wholly or in part on the earnings of prostitution of a child,
- (h) he commits an offence under Article 122 or 123 of the Mental Health (Northern Ireland) Order 1986 (NI 4) (protection of patients) in relation to a child,
- (i) he commits an offence of—
 - (i) aiding, abetting, counselling, procuring or inciting the commission of an offence against a child, or
 - (ii) conspiring or attempting to commit such an offence.]

F1 Sch. repealed (12.10.2009 for specified purposes, 7.4.2010 for specified purposes, otherwise prosp.) by [Safeguarding Vulnerable Groups \(Northern Ireland\) Order 2007 \(S.I. 2007/1351 \(N.I. 11\)\)](#), arts. 1(3), 60(2), [Sch. 8](#) (with arts. 2(4), 53, 57(3), 61(4)); S.R. 2009/346, [art. 4](#) (with arts. 5, 6, 7 (as amended by S.R. 2010/145, arts. 6, 7, 8)); S.R. 2010/145, [art. 3](#)

Modifications etc. (not altering text)

- C1** Sch. 1 para. 3 modified (temp. from 17.7.2008) by [Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1(2)(c), 82(1), [Sch. 2 para. 2\(4\)](#)
- C2** Sch. para. 3(i)(i) modified (1.10.2008) by [Serious Crime Act 2007 \(c. 27\)](#), ss. 63(1), 94(1), [Sch. 6 para. 49](#) (with Sch. 13 para. 5); S.I. 2008/2504, [art. 2\(a\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Protection of Children and Vulnerable Adults (Northern Ireland) Order 2003, Paragraph 3.