
Changes to legislation: Domestic Violence, Crime and Victims Act 2004, Cross Heading: Sexual Offences Act 2003 (c. 42) is up to date with all changes known to be in force on or before 19 April 2024. 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. (See end of Document for details) [View outstanding changes](#)

SCHEDULES

SCHEDULE 10

MINOR AND CONSEQUENTIAL AMENDMENTS

Sexual Offences Act 2003 (c. 42)

- 57 (1) Section 133 of the Sexual Offences Act 2003 (general interpretation of Part 2) is amended as follows.
- (2) In subsection (1)—
- (a) in the definition of “admitted to a hospital”, for paragraph (c) substitute—
 - “(c) section 46 of the Mental Health Act 1983, section 69 of the Mental Health (Scotland) Act 1984 or Article 52 of the Mental Health (Northern Ireland) Order 1986;”;
 - (b) in the definition of “detained in a hospital”, for paragraph (c) substitute—
 - “(c) section 46 of the Mental Health Act 1983, section 69 of the Mental Health (Scotland) Act 1984 or Article 52 of the Mental Health (Northern Ireland) Order 1986;”;
 - (c) in the definition of “restriction order”, for paragraph (c) substitute—
 - “(c) a direction under section 46 of the Mental Health Act 1983, section 69 of the Mental Health (Scotland) Act 1984 or Article 52 of the Mental Health (Northern Ireland) Order 1986;”.
- (3) After that subsection insert—
- “(1A) A reference to a provision specified in paragraph (a) of the definition of “admitted to a hospital”, “detained in a hospital” or “restriction order” includes a reference to the provision as it applies by virtue of—
 - (a) section 5 of the Criminal Procedure (Insanity) Act 1964,
 - (b) section 6 or 14 of the Criminal Appeal Act 1968,
 - (c) section 116A of the Army Act 1955 or the Air Force Act 1955 or section 63A of the Naval Discipline Act 1957, or
 - (d) section 16 or 23 of the Courts-Martial (Appeals) Act 1968.”
- 58 In section 135 of that Act (interpretation: mentally disordered offenders), omit subsection (4)(c).
- 59 (1) Schedule 5 to that Act (other offences for the purposes of sexual offences prevention orders) is amended as follows.
- (2) After paragraph 63 insert—
- “63A An offence under section 5 of the Domestic Violence, Crime and Victims Act 2004 (causing or allowing the death of a child or vulnerable adult).”
- (3) After paragraph 171 insert—

Changes to legislation: *Domestic Violence, Crime and Victims Act 2004, Cross Heading: Sexual Offences Act 2003 (c. 42) is up to date with all changes known to be in force on or before 19 April 2024. 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. (See end of Document for details) [View outstanding changes](#)*

“171A An offence under section 5 of the Domestic Violence, Crime and Victims Act 2004 (causing or allowing the death of a child or vulnerable adult).”

(4) In paragraph 172, for “63” substitute “ 63A ”.

Changes to legislation:

Domestic Violence, Crime and Victims Act 2004, Cross Heading: Sexual Offences Act 2003 (c. 42) is up to date with all changes known to be in force on or before 19 April 2024. 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.

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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):

- Sch. 9 para. 26A inserted by [2015 c. 2 Sch. 3 para. 12](#)