

*Status: Point in time view as at 08/01/2007.*

*Changes to legislation: There are currently no known outstanding effects for the Gambling Act 2005, Cross Heading: Miscellaneous. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 7

#### RELEVANT OFFENCES

##### PART 1

##### THE OFFENCES

##### *Miscellaneous*

[<sup>F1</sup> 8. An offence listed in Part 2 of Schedule 15 to the Criminal Justice Act 2003 (specified sexual offences).]

##### **Textual Amendments**

**F1** Sch. 7 paras. 8-9A added and Sch. 7 paras. 8, 9 removed (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), 2

##### **Commencement Information**

**II** Sch. 7 para. 8 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

[<sup>F1</sup>8A. An offence under any of the following provisions of the Sexual Offences Act 1956—  
(a) section 8 (intercourse with a defective);  
(b) section 12 (buggery); and  
(c) section 18 (fraudulent abduction of an heiress).]

##### **Textual Amendments**

**F1** Sch. 7 paras. 8-9A added and Sch. 7 paras. 8, 9 removed (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), 2

[<sup>F1</sup>8B. An offence under section 3 of the Sexual Offences (Amendment) Act 2000 (abuse of trust).]

##### **Textual Amendments**

**F1** Sch. 7 paras. 8-9A added and Sch. 7 paras. 8, 9 removed (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), 2

[<sup>F1</sup> 9. An offence under the law of England and Wales which leads, or is intended to lead, to a person's death or to physical injury to a person.]

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#### Textual Amendments

- F1** Sch. 7 paras. 8-9A added and Sch. 7 paras. 8, 9 removed (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), 2

#### Commencement Information

- I2** Sch. 7 para. 9 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

[<sup>F1</sup>9A. An offence of arson under section 1 of the Criminal Damage Act 1971 (destroying or damaging property).]

#### Textual Amendments

- F1** Sch. 7 paras. 8-9A added and Sch. 7 paras. 8, 9 removed (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), 2

- 10 An offence under—
- (a) the Firearms Act 1968 (c. 27), or
  - (b) the Firearms (Amendment) Act 1988 (c. 45).

#### Commencement Information

- I3** Sch. 7 para. 10 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

- 11 An offence under any of the following provisions of the Misuse of Drugs Act 1971 (c. 38)—
- (a) section 4(2) (production),
  - (b) section 4(3) (supply),
  - (c) section 5(3) (possession with intent to supply), and
  - (d) section 8 (permitting activity on premises).

#### Commencement Information

- I4** Sch. 7 para. 11 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

- 12 An offence under the Forgery and Counterfeiting Act 1981 (c. 45), except for sections 18 and 19 (reproduction and imitation notes and coins).

#### Commencement Information

- I5** Sch. 7 para. 12 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

- 13 An offence under section 3 of the Private Security Industry Act 2001 (c. 12) (unlicensed activity).

#### Commencement Information

- I6** Sch. 7 para. 13 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), [Sch. 1](#) (with arts. 7-11, 7-12, Sch. 4)

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- 14 An offence under section 70 of the Army Act 1955 (c. 18) in so far as it relates to an offence listed elsewhere in this Schedule.

**Commencement Information**

**I7** Sch. 7 para. 14 in force at 1.1.2007 by [S.I. 2006/3272](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 7-11](#), [7-12](#), [Sch. 4](#))

- 15 An offence under section 70 of the Air Force Act 1955 (c. 19) in so far as it relates to an offence listed elsewhere in this Schedule.

**Commencement Information**

**I8** Sch. 7 para. 15 in force at 1.1.2007 by [S.I. 2006/3272](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 7-11](#), [7-12](#), [Sch. 4](#))

- 16 An offence under section 42 of the Naval Discipline Act 1957 (c. 53) in so far as it relates to an offence listed elsewhere in this Schedule.

**Commencement Information**

**I9** Sch. 7 para. 16 in force at 1.1.2007 by [S.I. 2006/3272](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 7-11](#), [7-12](#), [Sch. 4](#))

- 17 An offence under section 52 or 52A of the Civic Government (Scotland) Act 1982 (offences relating to indecent photographs of children).

**Commencement Information**

**I10** Sch. 7 para. 17 in force at 1.1.2007 by [S.I. 2006/3272](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 7-11](#), [7-12](#), [Sch. 4](#))

- 18 An offence under any of the following provisions of the Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)—
- (a) section 1 (incest),
  - (b) section 2 (intercourse with a stepchild),
  - (c) section 3 (intercourse with child under 16 by person in position of trust),
  - (d) section 5 (unlawful intercourse with a girl under 16),
  - (e) section 6 (indecent behaviour towards girl between 12 and 16),
  - (f) section 8 (detention of woman in brothel or other premises),
  - (g) section 10 (person having parental responsibilities causing or encouraging sexual activity in relation to a girl under 16), and
  - (h) section 13(5) (homosexual offences).

**Commencement Information**

**I11** Sch. 7 para. 18 in force at 1.1.2007 by [S.I. 2006/3272](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 7-11](#), [7-12](#), [Sch. 4](#))

- [<sup>F2</sup>18A. An offence under either of the following provisions of the Mental Health (Scotland) Act 1984—
- (a) section 106 (protection of mentally handicapped females), and
  - (b) section 107 (protection of patients).]

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#### Textual Amendments

**F2** Sch. 7 paras. 18A-18C added (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), **3(1)**

- [<sup>F2</sup>18B. An offence under either of the following provisions of the Mental Health (Care and Treatment) (Scotland) Act 2003—
- (a) section 311 (non-consensual sexual acts), and
  - (b) section 313 (persons providing care services: sexual offences).]

#### Textual Amendments

**F2** Sch. 7 paras. 18A-18C added (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), **3(1)**

- [<sup>F2</sup>18C. 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), and
  - (d) section 11 (controlling a child providing sexual services or involved in pornography).]

#### Textual Amendments

**F2** Sch. 7 paras. 18A-18C added (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), **3(1)**

- 19 In Scotland, the offences at common law of—
- (a) rape,
  - (b) clandestine injury to women,
  - (c) abduction of a woman or girl with intent to rape or ravish,
  - (d) assault with intent to rape or ravish,
  - (e) indecent assault,
  - (f) lewd, indecent or libidinous behaviour or practices,
  - (g) shameless indecency,
  - (h) sodomy,
  - (i) murder,
  - (j) culpable homicide, <sup>F3</sup>...
  - (k) assault.
- [<sup>F4</sup>(l) wilful fireraising,
- (m) culpable and reckless fireraising, and
  - (n) bestiality.]

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#### Textual Amendments

- F3** Word in Sch. 7 para. 19 omitted (8.1.2007) by virtue of [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), **3(2)(a)**
- F4** Words in Sch. 7 para. 19 added (8.1.2007) by [Gambling Act 2005 \(Relevant Offences\) \(Amendment\) Order 2006 \(S.I. 2006/3391\)](#), arts. 1(1), **3(2)(b)**

#### Commencement Information

- I12** Sch. 7 para. 19 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), **Sch. 1** (with arts. 7-11, 7-12, Sch. 4)

20 In Scotland, the offence at common law of uttering and fraud.

#### Commencement Information

- I13** Sch. 7 para. 20 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), **Sch. 1** (with arts. 7-11, 7-12, Sch. 4)

21 An inchoate offence relating to an offence listed elsewhere in this Schedule.

#### Commencement Information

- I14** Sch. 7 para. 21 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), **Sch. 1** (with arts. 7-11, 7-12, Sch. 4)

22 A reference in this Part of this Schedule to an offence under an Act or a provision of an Act includes a reference to an offence under subordinate legislation made under that Act or provision.

#### Commencement Information

- I15** Sch. 7 para. 22 in force at 1.1.2007 by [S.I. 2006/3272](#), art. 2(1), **Sch. 1** (with arts. 7-11, 7-12, Sch. 4)

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