

Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2015, Cross Heading: Sexual Offences Act 2003 (c. 42). (See end of Document for details)

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

Sexual Offences Act 2003 (c. 42)

62 In section 54 of the Sexual Offences Act 2003 (sections 51A to 53A: interpretation), for subsections (2) and (3) substitute—

“(2) In sections 51A, 52, 53 and 53A “prostitute” means a person (A) who, on at least one occasion and whether or not compelled to do so, offers or provides sexual services to another person in return for payment or a promise of payment to A or a third person; and “prostitution” is to be interpreted accordingly.

(3) In subsection (2) and section 53A, “payment” means any financial advantage, including the discharge of an obligation to pay or the provision of goods or services (including sexual services) gratuitously or at a discount.”

Commencement Information

I1 Sch. 4 para. 62 in force at 3.5.2015 by S.I. 2015/820, reg. 2(r)(vi)

63 In section 78 of that Act (meaning of “sexual”), for “except section 71” substitute “except sections 15A and 71”.

Commencement Information

I2 Sch. 4 para. 63 in force at 3.4.2017 by S.I. 2017/511, reg. 2(b)(i)

64 (1) In section 136A of that Act (meaning of specified prostitution offence etc) subsection (2) is amended as follows.

(2) After paragraph (a) insert—

“(aa) an offence under section 48 of this Act committed by causing or inciting a child to be sexually exploited within the meaning given by section 51(2)(a);”.

(3) In paragraph (b), for “section 48 of this Act, or Article 38 of the Northern Ireland Order,” substitute “Article 38 of the Northern Ireland Order”.

(4) After paragraph (b) insert—

“(ba) an offence under section 49 of this Act committed by controlling the activities of a child in relation to sexual exploitation within the meaning given by section 51(2)(a);”.

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- (5) In paragraph (c), for “section 49 of this Act, or Article 39 of the Northern Ireland Order,” substitute “ Article 39 of the Northern Ireland Order ”.
- (6) After paragraph (c) insert—
“ca) an offence under section 50 of this Act committed by arranging or facilitating the sexual exploitation, within the meaning given by section 51(2)(a), of a child;”.
- (7) In paragraph (d), for “section 50 of this Act, or Article 40 of the Northern Ireland Order,” substitute “ Article 40 of the Northern Ireland Order ”.

Commencement Information

I3 Sch. 4 para. 64 in force at 3.5.2015 by S.I. 2015/820, reg. 2(r)(vii)

- 65 (1) Subsection (3) of that section is amended as follows.
- (2) Before paragraph (a) insert—
“(za) an offence under section 48 of this Act committed by causing or inciting a child to be sexually exploited within the meaning given by section 51(2)(b);”.
- (3) In paragraph (a), for “section 48 of this Act, or Article 38 of the Northern Ireland Order,” substitute “ Article 38 of the Northern Ireland Order ”.
- (4) After paragraph (a) insert—
“(aa) an offence under section 49 of this Act committed by controlling the activities of a child in relation to sexual exploitation within the meaning given by section 51(2)(b);”.
- (5) In paragraph (b), for “section 49 of this Act, or Article 39 of the Northern Ireland Order,” substitute “ Article 39 of the Northern Ireland Order ”.
- (6) After paragraph (b) insert—
“(ba) an offence under section 50 of this Act committed by arranging or facilitating the sexual exploitation, within the meaning given by section 51(2)(b), of a child;”.
- (7) In paragraph (c), for “section 50 of this Act, or Article 40 of the Northern Ireland Order,” substitute “ Article 40 of the Northern Ireland Order ”.

Commencement Information

I4 Sch. 4 para. 65 in force at 3.5.2015 by S.I. 2015/820, reg. 2(r)(vii)

- 66 (1) Schedule 3 to that Act (sexual offences for purposes of Part 2 (notification requirements etc)) is amended as follows.
- (2) After paragraph 24 insert—
“24A An offence under section 15A of this Act (sexual communication with a child).”
- (3) After paragraph 35B insert—

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“35C An offence under section 69 of the Serious Crime Act 2015 (possession of paedophile manual) if the offender—

- (a) was 18 or over, or
- (b) is sentenced in respect of the offence to imprisonment for a term of at least 12 months.”

(4) After paragraph 92X insert—

“92Y An offence under section 69 of the Serious Crime Act 2015 (possession of paedophile manual) if the offender—

- (a) was 18 or over, or
- (b) is sentenced in respect of the offence to imprisonment for a term of at least 12 months.”

Commencement Information

- I5** Sch. 4 para. 66(1)(3) in force at 3.5.2015 by [S.I. 2015/820](#), [reg. 2\(r\)\(viii\)](#)
- I6** [Sch. 4 para. 66\(2\)](#) in force at 3.4.2017 by [S.I. 2017/511](#), [reg. 2\(b\)\(ii\)](#)
- I7** Sch. 4 para. 66(4) in force for N.I. at 3.5.2015 by [S.R. 2015/190](#), [reg. 2](#)

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