
Changes to legislation: There are currently no known outstanding effects for the Online Safety Act 2023, Paragraph 16. (See end of Document for details)

SCHEDULES

SCHEDULE 14

AMENDMENTS CONSEQUENTIAL ON OFFENCES IN PART 10 OF THIS ACT

PART 3

AMENDMENTS CONSEQUENTIAL ON OFFENCES IN SECTIONS 187 AND 188

Sexual Offences Act 2003

- 16 (1) The Sexual Offences Act 2003 is amended as follows.
- (2) In section 78 (meaning of “sexual”), after “15A” insert “, 66B to 66D”.
- (3) In section 136A(3A) (specified child sex offences), in paragraph (c), after “66” insert “, 66A, 66B(2) and (3)”.
- (4) In Schedule 3 (sexual offences for purposes of Part 2), after paragraph 33 insert—
- “33A An offence under section 66A of this Act (sending etc photograph or film of genitals) if—
- (a) where the offender was under 18, the offender is or has been sentenced in respect of the offence to imprisonment for a term of at least 12 months;
- (b) in any other case—
- (i) the victim was under 18, or
- (ii) the offender, in respect of the offence or finding, is or has been—
- (a) sentenced to a term of imprisonment,
- (b) detained in a hospital, or
- (c) made the subject of a community sentence of at least 12 months.
- 33B An offence under section 66B(3) of this Act (sharing intimate photograph or film for purpose of obtaining sexual gratification) if—
- (a) where the offender was under 18, the offender is or has been sentenced in respect of the offence to imprisonment for a term of at least 12 months;
- (b) in any other case—
- (i) the victim was under 18, or
- (ii) the offender, in respect of the offence or finding, is or has been—
- (a) sentenced to a term of imprisonment,
- (b) detained in a hospital, or

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(c) made the subject of a community sentence of at least 12 months.”

Commencement Information

- I1** Sch. 14 para. 16 not in force at Royal Assent, see [s. 240\(1\)](#)
- I2** [Sch. 14 para. 16](#) in force at 31.1.2024 by [S.I. 2024/31](#), [reg. 2](#)

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