

## SCHEDULE 4

### Offences specified for the purposes of regulation 26

#### Regulation 26(7)

### PART 2

- 1.—(1) An offence under any of the following sections of the Sexual Offences Act 1956—
  - (a) section 1 (rape),
  - (b) section 5 (intercourse with a girl under 13),
  - (c) subject to paragraph 4, section 6 (intercourse with a girl under 16),
  - (d) section 19 or 20 (abduction of girl under 18 or 16),
  - (e) section 25 or 26 (permitting girl under 13, or between 13 and 16, to use premises for intercourse), and
  - (f) section 28 (causing or encouraging prostitution of, intercourse with an indecent assault on, girl under 16).
- (2) An offence under section 1 of the Indecency with Children Act 1969 (indecent conduct towards young child).
- (3) An offence under section 54 of the Criminal Law Act 1977 (inciting girl under 16 to incest).
- (4) An offence under section 3 of the Sexual Offences (Amendment) Act 2000 (abuse of trust).
2. A person falls within this paragraph if the person has been convicted of any of the following offences against a child committed at the age of 18 or over or has been cautioned by a constable in respect of any such offence—
  - (a) an offence under section 2 or 3 of the Sexual Offences Act 1956 (procurement of woman by threats or false pretences),
  - (b) an offence under section 4 of that Act (administering drugs to obtain or facilitate intercourse),
  - (c) an offence under section 14 or 15 of that Act (indecent assault),
  - (d) an offence under section 16 of that Act (assault with intent to commit buggery),
  - (e) an offence under section 17 of that Act (abduction of woman by force or for the sake of her property), and
  - (f) an offence under section 24 of that Act (detention of woman in brothel or other premises).
3. A person falls within this paragraph if the person has been convicted of any of the following offences committed at the age of 18 or over or has been cautioned by a constable in respect of any such offence—
  - (a) an offence under section 7 of the Sexual Offences Act 1956 (intercourse with defective) by having sexual intercourse with a child,
  - (b) an offence under section 9 of that Act (procurement of defective) by procuring a child to have sexual intercourse,
  - (c) an offence under section 10 of that Act (incest by a man) by having sexual intercourse with a child,
  - (d) an offence under section 11 of that Act (incest by a woman) by allowing a child to have sexual intercourse with her,

*Status: This is the original version (as it was originally made).*

- (e) subject to paragraph 4, an offence under section 12 of that Act by committing buggery with a child under the age of 16,
  - (f) subject to paragraph 4, an offence under section 13 of that Act by committing an act of gross indecency with a child,
  - (g) an offence under section 21 of that Act (abduction of defective from parent or guardian) by taking a child out of the possession of her parent or guardian,
  - (h) an offence under section 22 of that Act (causing prostitution of women) in relation to a child,
  - (i) an offence under section 23 of that Act (procurement of girl under 21) by procuring a child to have sexual intercourse with a third person,
  - (j) an offence under section 27 of that Act (permitting defective to use premises for intercourse) by inducing or suffering a child to resort to or be on premises for the purpose of having sexual intercourse,
  - (k) an offence under section 29 of that Act (causing or encouraging prostitution of defective) by causing or encouraging the prostitution of a child,
  - (l) an offence under section 30 of that Act (man living on earnings of prostitution) in a case where the prostitute is a child,
  - (m) an offence under section 31 of that Act (woman exercising control over prostitute) in a case where the prostitute is a child,
  - (n) an offence under section 128 of the Mental Health Act 1959 (sexual intercourse with patients) by having sexual intercourse with a child,
  - (o) an offence under section 4 of the Sexual Offences Act 1967 (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,
  - (p) an offence under section 5 of that Act (living on earnings of male prostitution) by living wholly or in part on the earnings of prostitution of a child, and
  - (q) an offence under section 9(1)(a) of the Theft Act 1968 (burglary), by entering a building or part of a building with intent to rape a child.
4. Paragraphs 1(c) and 3(e) and (f) do not include offences in a case where the offender was under the age of 20 at the time the offence was committed.