

*These notes relate to the Prohibition of Female Genital Mutilation (Scotland) Act 2005 (asp 8) which received Royal Assent on 1 July 2005*

# PROHIBITION OF FEMALE GENITAL MUTILATION (SCOTLAND) ACT 2005

## EXPLANATORY NOTES

### SUMMARY OF OFFENCES

28. The tables below summarise the offences created by this Act and give references to the relevant subsections. In this table, a UK person means a UK national or a permanent UK resident, as defined by section 5; a non-UK person means any other person.

<i>Committing an act of female genital mutilation</i>	<i>Reference</i>
Any person who carries out FGM in Scotland	Section 1(1)
A UK person who carries out FGM outside the UK	Section 1(1) as extended by section 4(1)

<i>Aiding and abetting an act of female genital mutilation which takes place in Scotland</i>	<i>Reference</i>
Any person in Scotland who aids and abets FGM in Scotland	Section 3(1)(a)
A UK person outside the UK who aids and abets FGM in Scotland	Section 3(1)(a) as extended by section 4(1)

<i>Aiding and abetting an act of female genital mutilation which takes place outside the UK</i>	<i>Reference</i>
Any person in Scotland who aids and abets a UK person to carry out FGM outside the UK	Section 3(1)(a) (aiding and abetting an offence under section 1 as extended by section 4(1))
A UK person outside the UK who aids and abets a UK person to carry out FGM outside the UK	Section 3(1)(a) (aiding and abetting an offence under section 1 as extended by section 4(1)) as extended by section 4(1)
Any person in Scotland who aids and abets a non-UK person to carry out FGM outside the UK	Section 3(1)(c)
A UK person outside the UK who aids and abets a non-UK person to carry out FGM outside the UK	Section 3(1)(c) as extended by section 4(1)

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<b><i>Aiding and abetting an act of self-mutilation</i></b>	<b><i>Reference</i></b>
Any person in Scotland who aids and abets another person anywhere to self-mutilate	Section 3(1)(b)
A UK person outside the UK who aids and abets another person anywhere to self-mutilate	Section 3(1)(b) as extended by section 4(1)