



Protection of Children and Prevention of Sexual Offences (Scotland) Act 2005

2005 asp 9

Sexual services of children and child pornography

12 Arranging or facilitating provision by child of sexual services or child pornography

- (1) A person (“A”) commits an offence if—
- (a) A intentionally arranges or facilitates the—
 - (i) provision of sexual services in any part of the world by; or
 - (ii) involvement in pornography in any part of the world of, another person (“B”); and
 - (b) either—
 - (i) B is aged under 18, and A does not reasonably believe that B is aged 18 or over; or
 - (ii) B is aged under 13.
- (2) A person guilty of an offence under this section is liable—
- (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
 - (b) on conviction on indictment, to imprisonment for a term not exceeding 14 years [^{F1} or a fine or both].

Textual Amendments

- F1** Words in s. 12(2)(b) inserted (13.12.2010) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), [ss. 40\(2\)\(d\)](#), 206(1); [S.S.I. 2010/413](#), [art. 2](#), [Sch.](#) (with [art. 4](#))

Commencement Information

- II** S. 12 in force at 7.10.2005 by [S.S.I. 2005/480](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Protection of Children and Prevention of Sexual Offences (Scotland) Act 2005, Section 12.