



# Sexual Offences (Scotland) Act 2009

## 2009 asp 9

### PART 4

#### CHILDREN

##### *Older children*

### **33 Causing an older child to look at a sexual image**

- (1) If a person (“A”), who has attained the age of 16 years, intentionally and for a purpose mentioned in subsection (2) causes a child (“B”), who—
  - (a) has attained the age of 13 years, but
  - (b) has not attained the age of 16 years,to look at a sexual image, then A commits an offence, to be known as the offence of causing an older child to look at a sexual image.
- (2) The purposes are—
  - (a) obtaining sexual gratification,
  - (b) humiliating, distressing or alarming B.
- (3) For the purposes of subsection (1), a sexual image is an image (produced by whatever means and whether or not a moving image) of—
  - (a) A engaging in a sexual activity or of a third person or imaginary person so engaging,
  - (b) A’s genitals or the genitals of a third person or imaginary person.