



Abusive Behaviour and Sexual Harm (Scotland) Act 2016

2016 asp 22

PART 2 **S**

SEXUAL HARM

CHAPTER 3 **S**

SEXUAL HARM PREVENTION ORDERS

Interaction with notification requirements

18 Application of notification requirements where order made **S**

- (1) This section applies to a person against whom a sexual harm prevention order is made.
- (2) Where the person—
 - (a) was a relevant offender immediately before this section applied to the person, and
 - (b) would (apart from this subsection and sections 88F and 88G of the 2003 Act) cease to be subject to the notification requirements of Part 2 of the 2003 Act while the order has effect,the person remains subject to the notification requirements while the order has effect.
- (3) Where the person was not a relevant offender immediately before this section applied to the person—
 - (a) the person, by virtue of this section, becomes subject to the notification requirements of Part 2 of the 2003 Act from the time this section first applies to the person and remains so subject until the order ceases to have effect, and
 - (b) that Part of that Act applies to the person subject to the modification set out in subsection (4).
- (4) The “relevant date” is the date of service of the order.

Changes to legislation: *There are currently no known outstanding effects for the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, Section 18. (See end of Document for details)*

(5) In this section, “relevant offender” has the meaning given by section 80(2) of the 2003 Act.

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Commencement Information

I1 S. 18 in force at 31.3.2023 by S.S.I. 2023/51, reg. 2 (with reg. 3)

Changes to legislation:

There are currently no known outstanding effects for the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, Section 18.