

Changes to legislation: Sexual Offences Act 2003, SCHEDULE 2 is up to date with all changes known to be in force on or before 12 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 2 **E+W+N.I.**

Section 72(7)

SEXUAL OFFENCES TO WHICH ^{F1}SECTION 72(1) TO (3)] APPLIES

Textual Amendments

- F1** Words in Sch. 2 heading substituted (29.6.2021) by [Domestic Abuse Act 2021 \(c. 17\), s. 90\(2\), Sch. 3 para. 2\(3\)\(a\)](#)

England and Wales

- 1 In relation to England and Wales, the following are sexual offences to which ^{F2}subsections (1), (2) and (3) of section 72 apply]—
- ^{F3}(a) an offence under any of sections 5 to 19, 25 and 26 and 47 to 50;
 - (b) an offence under any of sections 1 to 4, 30 to 41 and 61 where the victim of the offence was under 18 at the time of the offence;]
 - (c) an offence under section 62 or 63 where the intended offence was an offence against a person under ^{F4}18];
 - (d) an offence under—
 - (i) section 1 of the Protection of Children Act 1978 (c. 37) (indecent photographs of children), or
 - (ii) section 160 of the Criminal Justice Act 1988 (c. 33) (possession of indecent photograph of child).

^{F5} ...

Textual Amendments

- F2** Words in Sch. 2 para. 1 substituted (29.6.2021) by [Domestic Abuse Act 2021 \(c. 17\), s. 90\(2\), Sch. 3 para. 2\(3\)\(b\)](#)
- F3** Sch. 2 para. 1(a)(b) substituted (14.7.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\), ss. 72\(3\)\(a\), 153\(7\); S.I. 2008/1586, art. 2, Sch. 1 para. 34](#) (subject to Sch. 2)
- F4** Word in Sch. 2 para. 1(c) substituted (14.7.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\), ss. 72\(3\)\(b\), 153\(7\); S.I. 2008/1586, art. 2, Sch. 1 para. 34](#) (subject to Sch. 2)
- F5** Words in Sch. 2 para. 1(d) repealed (14.7.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\), ss. 72\(3\)\(c\), 153\(7\); S.I. 2008/1586, art. 2, Sch. 1 para. 34](#) (subject to Sch. 2)

- ^{F6}1A In relation to England and Wales, subsections (1) and (2) of section 72 also apply to an offence under any of sections 1 to 4 where the victim of the offence was 18 or over at the time of the offence.]

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Textual Amendments

F6 Sch. 2 para. 1A inserted (E.W.) (29.6.2021) by [Domestic Abuse Act 2021 \(c. 17\)](#), s. 90(2), [Sch. 3 para. 2\(3\)\(c\)](#)

Northern Ireland

2 **F7**

Textual Amendments

F7 Sch. 2 para. 2 omitted (2.2.2009) by virtue of [The Sexual Offences \(Northern Ireland Consequential Amendments\) Order 2008 \(S.I. 2008/1779\)](#), arts. 2(3), [12\(a\)](#); S.R. 2008/510, [art. 2](#)

General

3 A reference in paragraph 1 [^{F8} or 1A]^{F9} ... to an offence includes—
(a) a reference to an attempt, conspiracy or incitement to commit that offence;
and
(b) a reference to aiding and abetting, counselling or procuring the commission of that offence.

Textual Amendments

F8 Words in Sch. 2 para. 3 inserted (29.6.2021) by [Domestic Abuse Act 2021 \(c. 17\)](#), s. 90(2), [Sch. 3 para. 2\(3\)\(d\)](#)

F9 Words in Sch. 2 para. 3 omitted (2.2.2009) by virtue of [The Sexual Offences \(Northern Ireland Consequential Amendments\) Order 2008 \(S.I. 2008/1779\)](#), arts. 2(3), [12\(b\)](#); S.R. 2008/510, [art. 2](#)

Modifications etc. (not altering text)

C1 Sch. 2 para. 3(a) modified (1.10.2008) by [Serious Crime Act 2007 \(c. 27\)](#), ss. 63(1), 94, [Sch. 6 para. 47](#) (with [Sch. 13 para. 5](#)); S.I. 2008/2504, [art. 2\(a\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 60B(5)(i) substituted for s. 60B(5)(i)(ii) by [2015 c. 9 \(N.I.\) Sch. 1 para. 123\(1\)Sch. 9 Pt. 1](#) (This amendment not applied to legislation.gov.uk. S. 60B already repealed (N.I.) (14.1.2015) by [2015 c. 2 \(N.I.\), s. 28\(2\), Sch. 5](#); and omitted (E.W.) (31.7.2015) by virtue of [2015 c. 30, Sch. 5 para. 5\(2\)](#); S.I. 2015/1476, reg. 2(j))
- s. 103C(4B) inserted by [2022 c. 32 s. 178\(7\)\(b\)](#)
- s. 103E(5C)(5D) inserted by [2022 c. 32 s. 178\(8\)](#)
- s. 103F(3B) inserted by [2022 c. 32 s. 178\(9\)\(a\)](#)
- s. 103FA103FB inserted by [2022 c. 32 s. 178\(10\)](#)
- s. 108(9) inserted by [2011 c. 18 s. 17\(2\)](#)
- s. 122A(8A) inserted by [2022 c. 32 s. 178\(11\)\(a\)](#)
- s. 122A(9B) inserted by [2022 c. 32 s. 178\(11\)\(b\)](#)
- s. 122D(4C)(4D) inserted by [2022 c. 32 s. 178\(12\)](#)
- s. 122E(3B) inserted by [2022 c. 32 s. 178\(13\)\(a\)](#)
- s. 122EA122EB inserted by [2022 c. 32 s. 178\(14\)](#)
- s. 136ZA(3) inserted by [2022 c. 32 s. 178\(15\)](#)