



# Sexual Offences Act 2003

## 2003 CHAPTER 42

### PART 2

#### NOTIFICATION AND ORDERS

##### *Notification requirements*

#### **90 Parental directions: variations, renewals and discharges**

- (1) A person within subsection (2) may apply to the appropriate court for an order varying, renewing or discharging a direction under section 89(1).
- (2) The persons are—
  - (a) the young offender;
  - (b) the parent;
  - (c) the chief officer of police for the area in which the young offender resides;
  - (d) a chief officer of police who believes that the young offender is in, or is intending to come to, his police area;
  - [<sup>F1</sup>(e) in Scotland—
    - (i) where the appropriate court is a civil court, the chief constable of the Police Service of Scotland; and
    - (ii) in any other case, the prosecutor;]
  - (f) where the direction was made on an application under section 89(4), the chief officer of police who made the application;
  - (g) where the direction was made on an application under section 89(5), the chief constable who made the application.
- (3) An application under subsection (1) may be made—
  - (a) where the appropriate court is the Crown Court (or in Scotland a criminal court), in accordance with rules of court;
  - (b) in any other case, by complaint (or, in Scotland, by summary application).

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*Changes to legislation: Sexual Offences Act 2003, Section 90 is up to date with all changes known to be in force on or before 13 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*

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- (4) On the application the court, after hearing the person making the application and (if they wish to be heard) the other persons mentioned in subsection (2), may make any order, varying, renewing or discharging the direction, that the court considers appropriate.
- (5) In this section, the “appropriate court” means—
- (a) where the Court of Appeal made the order, the Crown Court;
  - (b) in any other case, the court that made the direction under section 89(1).

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**Textual Amendments**

- F1** S. 90(2)(e) substituted (S.) (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012](#) (Consequential Modifications and Savings) Order 2013 (S.S.I. 2013/119), art. 1, [Sch. 1 para. 20\(6\)](#)

**Changes to legislation:**

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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\(15\)](#)