
STATUTORY INSTRUMENTS

2007 No. 1351

**The Safeguarding Vulnerable Groups
(Northern Ireland) Order 2007**

Offences: supplementary

Article 23: exclusions and defences

- 24.—(1) A person does not commit an offence under Article 23 if B has not attained the age of 16.
- (2) A person does not commit an offence under Article 23 if the regulated activity—
- (a) is regulated activity relating to adults, and
 - (b) falls within Article 20.
- (3) A person does not commit an offence under Article 23(1) if, in relation to any continuous period for which B is permitted to engage in the regulated activity—
- (a) the permission is first given before the commencement of that Article, and
 - (b) it continues to have effect after such commencement.
- (4) Paragraph (3) does not have effect in respect of permission which continues to have effect after such date as the Secretary of State specifies by order.
- (5) A person does not commit an offence under paragraph (1) of Article 23 if—
- (a) the regulated activity provider for whom he acts or appears to act falls within Article 21,
 - (b) the permission mentioned in paragraph (1) of Article 23 commences at a time when B is engaged in relevant HSS employment mentioned in Article 21(1)(b) in circumstances mentioned in paragraph (3) above, and
 - (c) for the duration of the permission mentioned in paragraph (1) of Article 23, B continues to be engaged in that relevant HSS employment.
- (6) A person is not guilty of an offence under Article 23(3) in relation to any period during which B is continuously supplied to another if the period begins before the commencement of that Article.
- (7) Paragraph (6) does not have effect in respect of a supply which continues to have effect after such date as the Secretary of State specifies by order.