

STATUTORY INSTRUMENTS

2008 No. 1769

The Sexual Offences (Northern Ireland) Order 2008

PART 3

SEXUAL OFFENCES AGAINST CHILDREN

[^{F1}Abuse of children under 18: payment for sexual services and involvement in indecent images]

[^{F1}Controlling a child: payment for sexual services and involvement in indecent images]

39.—[^{F2}(1) A person (A) commits an offence if—

- (a) A intentionally controls any of the activities of another person (B) relating to the offering or provision by B of sexual services to a third person in return for payment, and
- (b) either—
 - (i) B is under 18, and A does not reasonably believe that B is 18 or over, or
 - (ii) B is under 13.

(1A) A person (A) commits an offence if—

- (a) A intentionally controls any of the activities of another person (B) relating to B's involvement in the recording or streaming or other transmission of an indecent image of B, and
- (b) either—
 - (i) B is under 18, and A does not reasonably believe that B is 18 or over, or
 - (ii) B is under 13.]

(2) A person guilty of an offence under this Article is liable—

- (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
- (b) on conviction on indictment, to imprisonment for a term not exceeding 14 years.

Textual Amendments

- F1** Art. 39 heading substituted (27.11.2023) by Justice (Sexual Offences and Trafficking Victims) Act (Northern Ireland) 2022 (c. 19), s. 30(2), **Sch. 2 para. 4(3)**; S.R. 2023/188, art. 3(b)
- F2** Art. 39(1)(1A) substituted for art. 39(1) (27.11.2023) by Justice (Sexual Offences and Trafficking Victims) Act (Northern Ireland) 2022 (c. 19), s. 30(2), **Sch. 2 para. 4(2)**; S.R. 2023/188, art. 3(b)

Changes to legislation:

There are currently no known outstanding effects for the The Sexual Offences (Northern Ireland) Order 2008, Section 39.