



Criminal Justice and Public Order Act 1994

1994 CHAPTER 33

PART XI

SEXUAL OFFENCES

Homosexuality

F1 145

Textual Amendments

F1 S. 145 repealed and superseded (8.1.2001) by 2000 c. 44, s. 1(5); S.I. 2000/3303, art. 2(1); S.S.I. 2000/452, art. 2(a)

146 Extension of Sexual Offences Act 1967 to the armed forces and merchant navy.

- (1) Section 1(5) of the Sexual Offences Act 1967 (homosexual acts in the armed forces) is repealed.
- (2) In section 80 of the ^{M1}Criminal Justice (Scotland) Act 1980—
 - (a) subsection (5) (homosexual acts in the armed forces) shall cease to have effect;
 - (b) in subsection (7)—
 - (i) after paragraph (b) there shall be inserted the word “ or ”; and
 - (ii) paragraph (d) (homosexual acts on merchant ships) and the word “; or” immediately preceding that paragraph shall cease to have effect; and
 - (c) subsection (8) (interpretation) shall cease to have effect.

Status: Point in time view as at 28/03/2009.

Changes to legislation: Criminal Justice and Public Order Act 1994, Cross Heading: Homosexuality is up to date with all changes known to be in force on or before 27 May 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)

- (3) Section 2 of the ^{M2}Sexual Offences Act 1967 (homosexual acts on merchant ships) is repealed.
- (4) Nothing contained in this section shall prevent a homosexual act (with or without other acts or circumstances) from constituting a ground for discharging a member of Her Majesty’s armed forces from the service or dismissing a member of the crew of a United Kingdom merchant ship from his ship ^{F2}...

Extent Information

E1 S. 146(1)(3) extends to England and Wales; s. 146(2) extends to Scotland only; s. 146(4) extends to England and Wales and Scotland see s. 172(7)(8)(13)

Textual Amendments

F2 Words in s. 146(4) repealed (28.3.2009 for specified purposes) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#))

Marginal Citations

M1 1980 c. 62.

M2 1967 c. 60.

147 Homosexuality on merchant ships and in the armed forces: Northern Ireland.

- (1) In the ^{M3}Homosexual Offences (Northern Ireland) Order 1982, the following are revoked—
- in article 3(1) (homosexual acts in private), the words “and Article 5 (merchant seamen)”; and
 - article 5 (homosexual acts on merchant ships).
- (2) Article 3(4) of the Homosexual Offences (Northern Ireland) Order 1982 (homosexual acts in the armed forces) is revoked.
- (3) Nothing in this section shall prevent a homosexual act (with or without other acts or circumstances) from constituting a ground for discharging a member of Her Majesty’s armed forces from the service or dismissing a member of the crew of a United Kingdom merchant ship from his ship ^{F3}...

Textual Amendments

F3 Words in s. 147(3) repealed (28.3.2009 for specified purposes) by [Armed Forces Act 2006 \(c. 52\)](#), s. 383(2), [Sch. 17](#); [S.I. 2009/812](#), art. 3(a)(b) (with transitional provisions in [S.I. 2009/1059](#))

Marginal Citations

M3 [S.I. 1982/1536 \(N.I. 19\)](#).

148 Amendment of law relating to homosexual acts in Scotland.

In section 80(6) of the ^{M4}Criminal Justice (Scotland) Act 1980 (which defines “homosexual act” for the purpose of section 80), after “gross indecency” there is inserted “or shameless indecency”.

Status: Point in time view as at 28/03/2009.

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Marginal Citations

M4 1980 c. 62.

Status:

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