



# Criminal Justice and Public Order Act 1994

## 1994 CHAPTER 33

### PART XI

#### SEXUAL OFFENCES

##### *Homosexuality*

#### **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- (1) Section 1(5) of the Sexual Offences Act 1967 (homosexual acts in the armed forces) is repealed.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 <sup>M1</sup>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.
- (3) Section 2 of the <sup>M2</sup>Sexual Offences Act 1967 (homosexual acts on merchant ships) is repealed.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 <sup>F1</sup>... dismissing a member of the crew of a United Kingdom merchant ship from his ship <sup>F2</sup>...

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*Status: Point in time view as at 12/07/2016. This version of this provision has been superseded.*

**Changes to legislation:** Criminal Justice and Public Order Act 1994, Section 146 is up to date with all changes known to be in force on or before 19 July 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)

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#### **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)

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#### **Textual Amendments**

- F1** Words in s. 146(4) omitted (12.7.2016) by virtue of [Armed Forces Act 2016 \(c. 21\)](#), [ss. 14\(2\)](#), [19\(3\)\(a\)](#)
- F2** Words in s. 146(4) repealed (28.3.2009 for specified purposes) by [Armed Forces Act 2006 \(c. 52\)](#), s. [383\(2\)](#), [Sch. 17](#); [S.I. 2009/812](#), [art. 3\(a\)\(b\)](#) (with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](#))

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#### **Marginal Citations**

- M1** [1980 c. 62](#).
- M2** [1967 c. 60](#).

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