



# Criminal Justice and Public Order Act 1994

## 1994 CHAPTER 33

### PART VII

#### OBSCENITY AND PORNOGRAPHY AND VIDEOS

##### *Obscene publications and indecent photographs of children*

#### **85 Arrestable offences to include certain offences relating to obscenity or indecency**

- (1) The Police and Criminal Evidence Act 1984 shall be amended as follows.
- (2) In section 24(2) (arrestable offences), after paragraph (e), there shall be inserted the following paragraphs—
  - “(f) an offence under section 2 of the Obscene Publications Act 1959 (publication of obscene matter);
  - (g) an offence under section 1 of the Protection of Children Act 1978 (indecent photographs and pseudo-photographs of children);”.
- (3) At the end of Part II of Schedule 5 (serious arrestable offences mentioned in section 116(2)(b)) there shall be inserted the following paragraphs—

*“Protection of Children Act 1978 (c. 37.)*

16 Section 1 (indecent photographs and pseudo-photographs of children).

*Obscene Publications Act 1959 (c. 66.)*

17 Section 2 (publication of obscene matter).”.

- (4) The Police and Criminal Evidence (Northern Ireland) Order 1989 shall be amended as provided in subsections (5) and (6) below.

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*Status: This is the original version (as it was originally enacted).*

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(5) In Article 26(2) (arrestable offences), after sub-paragraph (e), there shall be inserted the following sub-paragraph—

“(f) an offence under Article 3 of the Protection of Children (Northern Ireland) Order 1978 (indecent photographs and pseudo-photographs of children).”.

(6) At the end of Part II of Schedule 5 (serious arrestable offences mentioned in Article 87(2)(b)) there shall be inserted the following paragraph—

*“Protection of Children (Northern Ireland) Order 1978 (1978 N.I.17)*

13 Article 3 (indecent photographs and pseudo-photographs of children).”.