

Status: Point in time view as at 29/07/2021.

Changes to legislation: There are currently no known outstanding effects for the Female Genital Mutilation Act 2003, Cross Heading: Interpretation. (See end of Document for details)

[^{F1}SCHEDULE 1

ANONYMITY OF VICTIMS

Textual Amendments

F1 Sch. 1 inserted (3.5.2015) by [Serious Crime Act 2015 \(c. 9\)](#), [ss. 71\(2\), 88\(4\)](#) (with [s. 86\(15\)](#))

Interpretation

9 (1) In this Schedule—

^{F2}
...

“ the E-Commerce Directive ” means Directive [2000/31/ EC](#) of the European Parliament and of the Council of 8 June 2000 on certain legal aspects of information society services, in particular electronic commerce, in the Internal Market (Directive on electronic commerce);

“ female genital mutilation offence ” means—

- (a) an offence under section 1, 2, 3 or 3A;
- (b) an offence of attempt or conspiracy to commit any such offence;
- (c) an offence under Part 2 of the Serious Crime Act 2007 (encouraging or assisting crime) in relation to any such offence;

“information society services”—

- (a) has the meaning given in Article 2(a) of the E-Commerce Directive (which refers to Article 1(2) of Directive [98/34/ EC](#) of the European Parliament and of the Council of 22 June 1998 laying down a procedure for the provision of information in the field of technical standards and regulations), and
- (b) is summarised in recital 17 of the E-Commerce Directive as covering “any service normally provided for remuneration, at a distance, by means of electronic equipment for the processing (including digital compression) and storage of data, and at the individual request of a recipient of a service”;

^{F3}
...

“ programme service ” has the same meaning as in the Broadcasting Act 1990 (see section 201(1) of that Act);

“ prohibited material ” means any material the publication of which contravenes paragraph 1(2);

“ publication ” includes any speech, writing, relevant programme or other communication (in whatever form) which is addressed to, or is accessible by, the public at large or any section of the public;

“ recipient ”, in relation to a service, means a person who, for professional ends or otherwise, uses an information society service, in particular for the purposes of seeking information or making it accessible;

“ relevant programme ” means a programme included in a programme service;

“ service provider ” means a person providing an information society service.

(2) For the purposes of the definition of “publication” in sub-paragraph (1)—

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- (a) an indictment or other document prepared for use in particular legal proceedings is not to be taken as coming within the definition;
- (b) every relevant programme is to be taken as addressed to the public at large or to a section of the public.

^{F4}(3).....]

Textual Amendments

- F2** Words in Sch. 1 para. 9(1) omitted (29.7.2021) by virtue of [The Criminal Justice \(Electronic Commerce\) \(Amendment\) \(EU Exit\) Regulations 2021 \(S.I. 2021/835\)](#), regs. 1, **5(c)(i)**
- F3** Words in Sch. 1 para. 9(1) omitted (29.7.2021) by virtue of [The Criminal Justice \(Electronic Commerce\) \(Amendment\) \(EU Exit\) Regulations 2021 \(S.I. 2021/835\)](#), regs. 1, **5(c)(ii)**
- F4** Sch. 1 para. 9(3) omitted (29.7.2021) by virtue of [The Criminal Justice \(Electronic Commerce\) \(Amendment\) \(EU Exit\) Regulations 2021 \(S.I. 2021/835\)](#), regs. 1, **5(d)**

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