

Changes to legislation: There are currently no known outstanding effects for the Female Genital Mutilation Act 2003, Paragraph 2. (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\(15\)](#))

Penalty for breaching prohibition imposed by paragraph 1(2)

- 2 (1) If anything is included in a publication in contravention of the prohibition imposed by paragraph 1(2), each of the persons responsible for the publication is guilty of an offence.
- (2) A person guilty of an offence under this paragraph is liable—
- (a) on summary conviction in England and Wales, to a fine;
 - (b) on summary conviction in Northern Ireland, to a fine not exceeding level 5 on the standard scale.
- (3) The persons responsible for a publication are as follows—

<i>Type of publication</i>	<i>Persons responsible</i>
Newspaper or other periodical	Any person who is a proprietor, editor or publisher of the newspaper or periodical.
Relevant programme	Any person who— <ul style="list-style-type: none">(a) is a body corporate engaged in providing the programme service in which the programme is included, or(b) has functions in relation to the programme corresponding to those of an editor of a newspaper.
Any other kind of publication	Any person who publishes the publication.

- (4) If an offence under this paragraph is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of—
- (a) a senior officer of a body corporate, or
 - (b) a person purporting to act in such a capacity,
- the senior officer or person (as well as the body corporate) is guilty of the offence and liable to be proceeded against and punished accordingly.
- (5) “Senior officer”, in relation to a body corporate, means a director, manager, secretary or other similar officer of the body corporate; and for this purpose “director”, in relation to a body corporate whose affairs are managed by its members, means a member of the body corporate.
- (6) Proceedings for an offence under this paragraph—
- (a) if alleged to have been committed in England and Wales, may not be instituted except by, or with the consent of, the Attorney General;

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- (b) if alleged to have been committed in Northern Ireland, may not be instituted except by, or with the consent of, the Director of Public Prosecutions for Northern Ireland.]

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