



# Sexual Offences Act 2003

## 2003 CHAPTER 42

### PART 1

#### SEXUAL OFFENCES

##### *Other offences*

#### 66 Exposure

[<sup>F1</sup>(1) A person commits an offence if—

- (a) he intentionally exposes his genitals, and
- (b) he intends that someone will see them and be caused alarm or distress.

(2) A person guilty of an offence under this section is liable—

- (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
- (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years.]

#### Textual Amendments

**F1** Ss. 66-72 repealed (N.I.) (2.2.2009) by [The Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1, 78(e), [Sch. 3](#); (with Sch. 2 para. 1) [S.R. 2008/510](#), [art. 2](#)

#### 67 Voyeurism

[<sup>F2</sup>(1) A person commits an offence if—

- (a) for the purpose of obtaining sexual gratification, he observes another person doing a private act, and

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- (b) he knows that the other person does not consent to being observed for his sexual gratification.
- (2) A person commits an offence if—
  - (a) he operates equipment with the intention of enabling another person to observe, for the purpose of obtaining sexual gratification, a third person (B) doing a private act, and
  - (b) he knows that B does not consent to his operating equipment with that intention.
- (3) A person commits an offence if—
  - (a) he records another person (B) doing a private act,
  - (b) he does so with the intention that he or a third person will, for the purpose of obtaining sexual gratification, look at an image of B doing the act, and
  - (c) he knows that B does not consent to his recording the act with that intention.
- (4) A person commits an offence if he installs equipment, or constructs or adapts a structure or part of a structure, with the intention of enabling himself or another person to commit an offence under subsection (1).
- (5) A person guilty of an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years.]

#### Textual Amendments

**F2** Ss. 66-72 repealed (N.I.) (2.2.2009) by [The Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1, 78(e), **Sch. 3**; (with Sch. 2 para. 1) [S.R. 2008/510](#), **art. 2**

## 68 Voyeurism: interpretation

- [<sup>F3</sup>(1) For the purposes of section 67, a person is doing a private act if the person is in a place which, in the circumstances, would reasonably be expected to provide privacy, and—
- (a) the person’s genitals, buttocks or breasts are exposed or covered only with underwear,
  - (b) the person is using a lavatory, or
  - (c) the person is doing a sexual act that is not of a kind ordinarily done in public.
- (2) In section 67, “structure” includes a tent, vehicle or vessel or other temporary or movable structure.]

#### Textual Amendments

**F3** Ss. 66-72 repealed (N.I.) (2.2.2009) by [The Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1, 78(e), **Sch. 3**; (with Sch. 2 para. 1) [S.R. 2008/510](#), **art. 2**

## 69 Intercourse with an animal

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- [<sup>F4</sup>(1) A person commits an offence if—
- (a) he intentionally performs an act of penetration with his penis,
  - (b) what is penetrated is the vagina or anus of a living animal, and
  - (c) he knows that, or is reckless as to whether, that is what is penetrated.
- (2) A person (A) commits an offence if—
- (a) A intentionally causes, or allows, A's vagina or anus to be penetrated,
  - (b) the penetration is by the penis of a living animal, and
  - (c) A knows that, or is reckless as to whether, that is what A is being penetrated by.
- (3) A person guilty of an offence under this section is liable—
- (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years.]

#### Textual Amendments

**F4** Ss. 66-72 repealed (N.I.) (2.2.2009) by [The Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1, 78(e), [Sch. 3](#); (with Sch. 2 para. 1) [S.R. 2008/510](#), [art. 2](#)

## 70 Sexual penetration of a corpse

- [<sup>F5</sup>(1) A person commits an offence if—
- (a) he intentionally performs an act of penetration with a part of his body or anything else,
  - (b) what is penetrated is a part of the body of a dead person,
  - (c) he knows that, or is reckless as to whether, that is what is penetrated, and
  - (d) the penetration is sexual.
- (2) A person guilty of an offence under this section is liable—
- (a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 2 years.]

#### Textual Amendments

**F5** Ss. 66-72 repealed (N.I.) (2.2.2009) by [The Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1, 78(e), [Sch. 3](#); (with Sch. 2 para. 1) [S.R. 2008/510](#), [art. 2](#)

## 71 Sexual activity in a public lavatory

- [<sup>F6</sup>(1) A person commits an offence if—
- (a) he is in a lavatory to which the public or a section of the public has or is permitted to have access, whether on payment or otherwise,
  - (b) he intentionally engages in an activity, and,

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- (c) the activity is sexual.
- (2) For the purposes of this section, an activity is sexual if a reasonable person would, in all the circumstances but regardless of any person's purpose, consider it to be sexual.
- (3) A person guilty of an offence under this section is liable on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding level 5 on the standard scale or both.]

#### Textual Amendments

- F6** Ss. 66-72 repealed (N.I.) (2.2.2009) by [The Sexual Offences \(Northern Ireland\) Order 2008 \(S.I. 2008/1769 \(N.I. 2\)\)](#), arts. 1, 78(e), [Sch. 3](#); (with Sch. 2 para. 1) [S.R. 2008/510](#), [art. 2](#)

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