

SCHEDULES

SCHEDULE 6

MINOR AND CONSEQUENTIAL AMENDMENTS

Criminal Justice and Public Order Act 1994 (c. 33)

- 32 (1) The Criminal Justice and Public Order Act 1994 is amended as follows.
- (2) In section 25 (no bail if previous conviction for certain offences), for subsection (2) (d) and (e) substitute—
- “(d) rape under the law of Scotland or Northern Ireland;
 - (e) an offence under section 1 of the Sexual Offences Act 1956 (rape);
 - (f) an offence under section 1 of the Sexual Offences Act 2003 (rape);
 - (g) an offence under section 2 of that Act (assault by penetration);
 - (h) an offence under section 4 of that Act (causing a person to engage in sexual activity without consent), where the activity caused involved penetration within subsection (4)(a) to (d) of that section;
 - (i) an offence under section 5 of that Act (rape of a child under 13);
 - (j) an offence under section 6 of that Act (assault of a child under 13 by penetration);
 - (k) an offence under section 8 of that Act (causing or inciting a child under 13 to engage in sexual activity), where an activity involving penetration within subsection (3)(a) to (d) of that section was caused;
 - (l) an offence under section 30 of that Act (sexual activity with a person with a mental disorder impeding choice), where the touching involved penetration within subsection (3)(a) to (d) of that section;
 - (m) an offence under section 31 of that Act (causing or inciting a person, with a mental disorder impeding choice, to engage in sexual activity), where an activity involving penetration within subsection (3)(a) to (d) of that section was caused;
 - (n) an attempt to commit an offence within any of paragraphs (d) to (m).”
- (3) Omit sections 142 to 144.
- (4) In Schedule 10 (consequential amendments) omit paragraphs 26 and 35(2) and (4).