

Status: Point in time view as at 01/11/2015.

Changes to legislation: Modern Slavery Act 2015, Cross Heading: Sexual Offences Act 2003 (c. 42) is up to date with all changes known to be in force on or before 10 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 4

OFFENCES TO WHICH DEFENCE IN SECTION 45 DOES NOT APPLY

Sexual Offences Act 2003 (c. 42)

- 33 An offence under any of the following provisions of the Sexual Offences Act 2003—
- section 1 (rape)
 - section 2 (assault by penetration)
 - section 3 (sexual assault)
 - section 4 (causing person to engage in sexual activity without consent)
 - section 5 (rape of child under 13)
 - section 6 (assault of child under 13 by penetration)
 - section 7 (sexual assault of child under 13)
 - section 8 (causing or inciting child under 13 to engage in sexual activity)
 - section 9 (sexual activity with a child)
 - section 10 (causing or inciting a child to engage in sexual activity)
 - section 13 (child sex offences committed by children or young persons)
 - section 14 (arranging or facilitating commission of child sex offence)
 - section 15 (meeting a child following sexual grooming)
 - section 16 (abuse of position of trust: sexual activity with a child)
 - section 17 (abuse of position of trust: causing or inciting a child to engage in sexual activity)
 - section 18 (abuse of position of trust: sexual activity in presence of child)
 - section 19 (abuse of position of trust: causing a child to watch a sexual act)
 - section 25 (sexual activity with a child family member)
 - section 26 (inciting a child family member to engage in sexual activity)
 - section 30 (sexual activity with a person with a mental disorder impeding choice)
 - section 31 (causing or inciting a person with a mental disorder impeding choice to engage in sexual activity)
 - section 32 (engaging in sexual activity in the presence of a person with a mental disorder impeding choice)
 - section 33 (causing a person with a mental disorder impeding choice to watch a sexual act)
 - section 34 (inducement, threat or deception to procure sexual activity with a person with a mental disorder)
 - section 35 (causing a person with a mental disorder to engage in or agree to engage in sexual activity by inducement, threat or deception)

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section 36 (engaging in sexual activity in the presence, procured by inducement, threat or deception, of a person with a mental disorder)
section 37 (causing a person with a mental disorder to watch a sexual act by inducement, threat or deception)
section 38 (care workers: sexual activity with a person with a mental disorder)
section 39 (care workers: causing or inciting sexual activity)
section 40 (care workers: sexual activity in the presence of a person with a mental disorder)
section 41 (care workers: causing a person with a mental disorder to watch a sexual act)
section 47 (paying for sexual services of a child)
section 48 (causing or inciting child prostitution or pornography)
section 49 (controlling a child prostitute or a child involved in pornography)
section 50 (arranging or facilitating child prostitution or pornography)
section 61 (administering a substance with intent)
section 62 (committing offence with intent to commit sexual offence)
section 63 (trespass with intent to commit sexual offence)
section 64 (sex with an adult relative: penetration)
section 65 (sex with an adult relative: consenting to penetration)
section 66 (exposure)
section 67 (voyeurism)
section 70 (sexual penetration of a corpse).

Commencement Information

II Sch. 4 para. 33 in force at 31.7.2015 by S.I. 2015/1476, reg. 2(i) (with regs. 6, 8)

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