



Modern Slavery Act 2015

2015 CHAPTER 30

PART 2

PREVENTION ORDERS

Slavery and trafficking risk orders

23 Slavery and trafficking risk orders

- (1) A magistrates' court may make a slavery and trafficking risk order against a person ("the defendant") on an application by—
 - (a) a chief officer of police,
 - (b) an immigration officer, or
 - (c) the Director General of the National Crime Agency ("the Director General").
- (2) The court may make the order only if it is satisfied that the defendant has acted in a way which means that—
 - (a) there is a risk that the defendant will commit a slavery or human trafficking offence, and
 - (b) it is necessary to make the order for the purpose of protecting persons generally, or particular persons, from the physical or psychological harm which would be likely to occur if the defendant committed such an offence.
- (3) A chief officer of police may make an application under this section only in respect of a person—
 - (a) who lives in the chief officer's police area, or
 - (b) who the chief officer believes is in that area or is intending to come to it.
- (4) An application under this section is to be made by complaint, and may be made to any magistrates' court acting for a local justice area that includes—
 - (a) any part of a relevant police area, or
 - (b) any place where it is alleged that the person acted in a way mentioned in subsection (2).

Status: This is the original version (as it was originally enacted).

- (5) Where the defendant is under 18, a reference in this section to a magistrates' court is to be taken as referring to a youth court (subject to any rules of court made under section 32).
- (6) Where an immigration officer or the Director General makes an application under this section, the officer or the Director General must give notice of the application to the chief officer of police for a relevant police area.
- (7) "Relevant police area" means—
 - (a) where the applicant is a chief officer of police, the officer's police area;
 - (b) where the applicant is an immigration officer or the Director General, the police area where the defendant lives or a police area which the officer or Director General believes the defendant is in or is intending to come to.
- (8) The acts of the defendant which may be relied on for the purposes of subsection (2) include acts taking place before this section comes into force.