



Sentencing Act 2020

2020 CHAPTER 17

FOURTH GROUP OF PARTS Further powers relating to sentencing

PART 11

BEHAVIOUR ORDERS

CHAPTER 2

SEXUAL HARM PREVENTION ORDERS

346 Exercise of power to make sexual harm prevention order

[^{F1}(1)] Where a sexual harm prevention order is available to a court, the court may make such an order only if satisfied that it is necessary to do so for the purpose of—

- (a) protecting the public or any particular members of the public from sexual harm from the offender, or
- (b) protecting children or vulnerable adults generally, or any particular children or vulnerable adults, from sexual harm from the offender outside the United Kingdom.

[^{F2}(2) If a list has been published under section 172 of the Police, Crime, Sentencing and Courts Act 2022 (list of countries where children are at a high risk of sexual abuse or sexual exploitation) and has not been withdrawn, the court must have regard to the list in considering—

- (a) whether a sexual harm prevention order is necessary for the purpose of protecting children generally, or any particular children, from sexual harm from the offender outside the United Kingdom, and
- (b) in particular, whether a prohibition on foreign travel (see section 348) is necessary for that purpose.]

Status: Point in time view as at 29/11/2022.

Changes to legislation: Sentencing Act 2020, Section 346 is up to date with all changes known to be in force on or before 08 July 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)

Textual Amendments

- F1** S. 346 renumbered as s. 346(1) (29.11.2022) by [Police, Crime, Sentencing and Courts Act 2022](#) (c. 32), [ss. 173\(1\)\(a\)](#), 208(1); S.I. 2022/1227, reg. 3(f)
- F2** S. 346(2) inserted (29.11.2022) by [Police, Crime, Sentencing and Courts Act 2022](#) (c. 32), [ss. 173\(1\)\(b\)](#), 208(1); S.I. 2022/1227, reg. 3(f)
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Commencement Information

- I1** S. 346 in force at 1.12.2020 by [S.I. 2020/1236](#), [reg. 2](#)

Status:

Point in time view as at 29/11/2022.

Changes to legislation:

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