

**EXPLANATORY MEMORANDUM TO THE
SEXUAL OFFENCES ACT 2003 (PRESCRIBED POLICE STATIONS)
REGULATIONS 2005**

2005 No. 210

1. This explanatory memorandum has been prepared by the Home Office and is laid before Parliament by Command of Her Majesty.

2. Description

- 2.1 The notification requirements of Part 2 of the Sexual Offences Act 2003 (“the 2003 Act”) provide that a person who is subject to those requirements (“a relevant offender”) is required to notify the police of certain information. Section 87(1)(a) of the 2003 Act provides that such a person gives the required notifications by attending at any of the police stations prescribed by the Secretary of State in his local police area.

3. Matters of special interest to the Joint Committee on Statutory Instruments or the Select Committee on Statutory Instruments

- 3.1 None

4. Legislative Background

- 4.1 These regulations are made under section 87(1)(a) of the Sexual Offences Act 2003 (“the 2003 Act”). They revoke the Sexual Offences Act 2003 (Prescribed Police Stations) Regulations 2004.

5. Extent

- 5.1 The instrument applies to England, Wales and Northern Ireland

6. European Convention on Human Rights

Paul Goggins, Parliamentary Under-Secretary of State, made the following statement regarding Human Rights:

In my view the provisions of the Sexual Offences Act 2003 (Prescribed Police Stations) Regulations 2005 are compatible with the Convention rights.

7. Policy Background

- 7.1 The purpose of prescribing police stations is to ensure that relevant offenders only attend at those police stations which are prepared to receive the information and, if necessary, take fingerprints and / or photographs under section 87(4) of the 2003 Act.

7.2 Since 1 May 2004 some police forces have changed the police stations which are prepared to receive notifications and therefore new regulations are necessary.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact on business, charities, or voluntary bodies.

9. Contact

9.1 David Ireland at the Home Office Tel: 020 7273 2985 or e-mail: David.Ireland@homeoffice.gsi.gov.uk can answer any queries regarding the instrument.