

Abusive Behaviour and Sexual Harm (Scotland) Bill

Groupings of Amendments for Stage 2

This document provides procedural information which will assist in preparing for and following proceedings on the above Bill. The information provided is as follows:

- the list of groupings (that is, the order in which amendments will be debated). Any procedural points relevant to each group are noted;
- the text of amendments to be debated during Stage 2 consideration, set out in the order in which they will be debated. **THIS LIST DOES NOT REPLACE THE MARSHALLED LIST, WHICH SETS OUT THE AMENDMENTS IN THE ORDER IN WHICH THEY WILL BE DISPOSED OF.**

Groupings of amendments

Offence where abuse of partner or ex-partner not to be aggravated by recklessness as to harm

69

Offence of disclosing, or threatening to disclose, intimate photograph or film: extension to cover intimate voice recording or written communication

70, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82

Offence of disclosing, or threatening to disclose, intimate photograph or film not committed where recklessness as to fear etc.

71

Offence of disclosing, or threatening to disclose, intimate photograph or film: defence where intimate situation was in public

4

Offence of disclosing, or threatening to disclose intimate photograph or film: special provision in relation to providers of information society servers

5, 6, 7

Offence of disclosing, or threatening to disclose, intimate photograph or film: information and education

67, 68

Jury directions relating to sexual offences

1, 2

Recovery of documents in sexual offence cases: legal representation

3

Commission of certain sexual offences outside Scotland: effect of residence on ability to prosecute

8, 9, 10, 18

Commission of certain sexual offences elsewhere in UK: limitations on prosecution

11, 12, 13, 14, 15, 16, 17

Sexual harm prevention orders and sexual risk orders: omissions

19, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 49

References to sexual harm prevention orders and sexual risk orders

20, 22, 38, 39, 40, 51, 52

Sexual harm prevention orders and sexual risk orders: hearings

21, 23, 34, 35, 36, 41, 42, 43, 44

Sexual harm prevention orders and sexual risk orders: interim orders

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Requirement for clerk of court to serve sexual risk order

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Sexual harm prevention orders and sexual risk orders: equivalent orders elsewhere in UK

53, 54, 55, 56, 57, 58, 59, 60

Sexual harm prevention orders and sexual risk orders: ancillary provision

61, 62, 63, 64, 65, 66

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Amendments in debating order

Offence where abuse of partner or ex-partner not to be aggravated by recklessness as to harm

Margaret Mitchell

- 69** In section 1, page 1, line 15, leave out from <, or> to end of line 18

Offence of disclosing, or threatening to disclose, intimate photograph or film: extension to cover intimate voice recording or written communication

Margaret McDougall

- 70** In section 2, page 2, line 19, leave out from <a> to end of line 20 and insert <an item mentioned in subsection (1A) that involves another person (“B”) in a way mentioned in that subsection,>

Margaret McDougall

- 72** In section 2, page 2, line 23, leave out <photograph or film> and insert <item>

Margaret McDougall

- 73** In section 2, page 2, line 24, at end insert—

<(1A) The items are—

- (a) a photograph or film which shows, or appears to show, B in an intimate situation,
- (b) a sound recording of—
 - (i) an intimate situation which B was in,
 - (ii) an intimate conversation to which B was a party, or
 - (iii) an intimate message left by or for B,
- (c) any intimate written communication to or from B (however recorded, communicated or sent).>

Margaret McDougall

- 74** In section 2, page 2, line 25, leave out <a photograph or film> and insert <an item>

Margaret McDougall

- 75** In section 2, page 2, line 30, leave out <photograph or film> and insert <item>

Margaret McDougall

- 76** In section 2, page 2, line 31, leave out <photograph or film> and insert <item>

Margaret McDougall

- 77** In section 2, page 2, line 32, leave out <photograph or film> and insert <item>

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Margaret McDougall

- 78 In section 2, page 2, line 34, leave out <photograph or film> and insert <item>

Margaret McDougall

- 79 In section 2, page 2, line 36, leave out <photograph or film> and insert <item>

Margaret McDougall

- 80 In section 2, page 3, line 3, after <(1)> insert <involving an item of the kind mentioned in subsection (1A)(a),>

Margaret McDougall

- 81 In section 3, page 3, line 20, leave out <section 2> and insert<—
() section 2(1A)(a) and (b)(i) and (5),>

Margaret McDougall

- 82* In section 3, page 3, line 25, at end insert <,
() section 2(1A)(b)(ii) and (iii) and (c), a conversation, message or communication is intimate if—
(i) it consists of or includes—
(A) references to an act which a reasonable person would consider to be a sexual act, or
(B) content that, taken as a whole, a reasonable person would consider to be sexual in nature, and
(ii) it is of a nature which a reasonable person would expect to be—
(A) not distributed beyond the partners in an intimate personal relationship, or
(B) otherwise kept private.>

Offence of disclosing, or threatening to disclose, intimate photograph or film not committed where recklessness as to fear etc.

Margaret Mitchell

- 71 In section 2, page 2, line 21, leave out from second <or> to <distress> in line 22

Offence of disclosing, or threatening to disclose, intimate photograph or film: defence where intimate situation was in public

Elaine Murray

- 4 In section 2, page 3, line 5, after <film,> insert—
<() B consented to B's being in that intimate situation,>

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Offence of disclosing, or threatening to disclose intimate photograph or film: special provision in relation to providers of information society servers

Michael Matheson

- 5 In schedule 1, page 29, line 27, after <not> insert <capable of being>

Michael Matheson

- 6 In schedule 1, page 30, line 7, after <not> insert <capable of being>

Michael Matheson

- 7 In schedule 1, page 30, leave out lines 13 to 19 and insert <the provision of the information amounted to an offence under section 2.>

Offence of disclosing, or threatening to disclose, intimate photograph or film: information and education

Alison McInnes

- 67 After section 4, insert—

<Public information and education campaign

The Scottish Ministers must carry out a public information and education campaign in connection with the coming into force of section 2.>

Alison McInnes

- 68 After section 4, insert—

<Revision of certain guidance about school education to include section 2

The Scottish Ministers must revise any guidance issued by them in relation to relationships, sexual health and parenthood education in schools to provide guidance on how issues connected with the offence created by section 2 are to be covered in such education.>

Jury directions relating to sexual offences

Margaret Mitchell

Supported by: Christine Grahame

- 1 Leave out section 6

Margaret Mitchell

Supported by: Christine Grahame

- 2 In the long title, page 1, line 2, leave out from second <provision> to <and> in line 3

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Recovery of documents in sexual offence cases: legal representation

Margaret Mitchell

3 After section 6, insert—

<CHAPTER

RECOVERY OF DOCUMENTS IN SEXUAL OFFENCE CASES: LEGAL REPRESENTATION

Recovery of certain documents in sexual offence cases: legal representation

In section 301A (recovery of documents) of the 1995 Act, after subsection (8), insert—

“(8A) Subsection (8B) applies where—

- (a) an application is made, in the sheriff court or the High Court, for an order of a kind mentioned in subsection (3), and
- (b) the application—
 - (i) is made in connection with the trial of a person charged with an offence to which section 288C of this Act applies, and
 - (ii) seeks the recovery of any psychiatric, psychological or medical records of the complainer.

(8B) Before such an order is granted, the court must ensure that the complainer—

- (a) is informed of the right of the complainer—
 - (i) to seek legal advice,
 - (ii) to appoint a legal representative, and
- (b) is given the opportunity—
 - (i) to seek such advice,
 - (ii) to appoint such a representative.

(8C) Where the complainer appoints a legal representative—

- (a) a copy of the application must be sent to the legal representative, and
- (b) the legal representative must be given an opportunity to—
 - (i) submit written evidence on the matters set out in the application,
 - (ii) represent the complainer at any hearing in relation to the application.

(8D) The Scottish Ministers must by regulations make provision for fees incurred by a legal representative appointed under subsection (8B) to be paid out of the Scottish Legal Aid Fund.

(8E) Regulations under subsection (8D) are subject to the affirmative procedure.

(8F) In subsections (8A) to (8C), “complainer” means the person against whom the offence which is the subject of the criminal proceedings to which the application for the order relates is alleged to have been committed.”.>

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Commission of certain sexual offences outside Scotland: effect of residence on ability to prosecute

Michael Matheson

- 8** In section 7, page 7, line 35, leave out <, or who has subsequently become,>

Michael Matheson

- 9** In section 7, page 7, line 36, at end insert—
<() in the definition of “UK national” omit “, or who has subsequently become”.>

Michael Matheson

- 10** In section 8, page 8, line 34, leave out <, or who has subsequently become,>

Michael Matheson

- 18** After section 8, insert—

<Commission of certain sexual offences outside the United Kingdom

- (1) Section 55 of the 2009 Act is amended as follows.
- (2) After subsection (2), insert—
 - “(2A) If—
 - (a) a person who is not a UK national or a UK resident does an act in a country outside the United Kingdom which would, if it had been done in Scotland, constitute a listed offence,
 - (b) the act constitutes an offence under the law in force in that country, and
 - (c) the person meets the nationality or residence condition at the relevant time,proceedings may be brought against the person in Scotland for that listed offence as if the person had done the act there.
 - (2B) The person meets the nationality or residence condition at the relevant time if the person is a UK national or a UK resident at the time when the indictment or complaint is served on the person.”
- (3) In subsection (3), for “subsection (2)(b)” substitute “subsections (2)(b) and (2A)(b)”.
- (4) In subsection (4), after “(2)(b)” insert “or (2A)(b)”.
- (5) In subsection (8), for the definition of “UK national” substitute—

““UK national” means an individual who was at the time the act mentioned in subsection (1) or (2A) took place—

 - (a) a British citizen, a British overseas territories citizen, a British National (Overseas) or a British Overseas citizen,
 - (b) a person who under the British Nationality Act 1981 is a British subject, or
 - (c) a British protected person within the meaning of that Act.”
- (6) In subsection (8), in the definition of “UK resident”—
 - (a) after “(2)” insert “or (2A)”,

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- (b) omit “, or who has subsequently become”.>

Commission of certain sexual offences elsewhere in UK: limitations on prosecution

Michael Matheson

- 11 In section 8, page 9, line 2, at beginning insert <Subject to section 54C,>

Michael Matheson

- 12 In section 8, page 9, line 3, leave out from <where> to end of line 7

Michael Matheson

- 13 In section 8, page 9, line 10, leave out <local> and insert <act constituting the listed>

Michael Matheson

- 14 In section 8, page 9, line 13, after <prosecutions> insert <about the prosecution>

Michael Matheson

- 15 In section 8, page 9, line 15, at end insert—

<() For the purposes of subsection (3)(a), a person is not to be regarded as having been prosecuted in respect of the act constituting the listed offence, in the country where the act took place, if a prosecution in that country was withdrawn in order to enable the prosecution of the person in Scotland.>

Michael Matheson

- 16 In section 8, page 9, line 16, after <(3)(b)(i)> insert <—

() the prosecution is initiated when the indictment or complaint is served,

()>

Michael Matheson

- 17 In section 8, page 9, line 24, at end insert—

<54C Listed offence: limitations on prosecution if country not specified

- (1) The indictment or complaint in which a listed offence is charged need not contain information from which the country in the United Kingdom in which the act constituting the listed offence took place can be determined.
- (2) If the indictment or complaint does not contain that information, prosecution in respect of the listed offence—
 - (a) is not competent if the person charged with the offence has been, or is being, prosecuted, in respect of the act constituting the listed offence elsewhere in the United Kingdom, and
 - (b) is competent only if the conditions in subsection (3) which are applicable in the case are met.
- (3) Those conditions are—

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- (a) if it can be determined from the indictment or complaint that the act constituting the offence took place—
 - (i) either in Scotland or in England and Wales, or
 - (ii) either in Scotland or in Northern Ireland,that before the indictment or complaint was served, the prosecutor consulted the relevant director of public prosecutions about the prosecution,
 - (b) if it can be determined from the indictment or complaint that the act constituting the offence took place either in England and Wales or in Northern Ireland but not in Scotland, that—
 - (i) before the indictment or complaint was served, the prosecutor consulted both directors of public prosecutions about the prosecution, and
 - (ii) the person is prosecuted, on the same indictment or complaint, in respect of an act in Scotland constituting a listed offence,
 - (c) if neither paragraph (a) nor (b) applies, that before the indictment or complaint was served, the prosecutor consulted both directors of public prosecutions about the prosecution.
- (4) For the purposes of subsection (3)—
- (a) the relevant director of public prosecutions is—
 - (i) in relation to subsection (3)(a)(i), the Director of Public Prosecutions (that is, the head of the Crown Prosecution Service),
 - (ii) in relation to subsection (3)(a)(ii), the Director of Public Prosecutions for Northern Ireland,
 - (b) the references to both directors of public prosecutions are to the Director of Public Prosecutions and the Director of Public Prosecutions for Northern Ireland.
- (5) For the purposes of subsection (2)(a), a person is not to be regarded as having been prosecuted in respect of the act constituting the listed offence, elsewhere in the United Kingdom, if a prosecution elsewhere in the United Kingdom was withdrawn in order to enable the prosecution of the person in Scotland.
- (6) In this section, “listed offence” means an offence listed in Part 2 of schedule 4.>

Sexual harm prevention orders and sexual risk orders: omissions

Michael Matheson

19 In section 10, page 10, line 6, after <act> insert <or made the omission>

Michael Matheson

24 In section 12, page 11, line 15, after <act> insert <or made the omission>

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Michael Matheson

25 In section 12, page 11, line 17, after <act> insert <or made the omission>

Michael Matheson

26 In section 12, page 11, line 25, after <act> insert <or made the omission>

Michael Matheson

27 In section 13, page 11, line 35, leave out <charged in respect of the offence> and insert <or made the omission charged>

Michael Matheson

28 In section 14, page 12, line 11, leave out <constituting the offence> and insert <or made the omission charged>

Michael Matheson

29 In section 14, page 12, line 15, after <act> insert <or omission>

Michael Matheson

30 In section 14, page 12, line 15, at end insert <or made>

Michael Matheson

31 In section 14, page 12, line 18, after <done> insert <or made>

Michael Matheson

32 In section 14, page 12, line 20, after <act> insert <or omission>

Michael Matheson

33 In section 14, page 12, line 27, after <act> insert <or omission>

Michael Matheson

49 In section 33, page 23, line 20, after <act> insert <or made the omission>

References to sexual harm prevention orders and sexual risk orders

Michael Matheson

20 In section 10, page 10, line 8, after <order> insert <(see section 15(1))>

Michael Matheson

22 In section 11, page 10, line 20, after <order> insert <(see section 15(1))>

Michael Matheson

38 In section 24, page 18, line 18, after <means> insert <(except in section 20(1) to (3))>

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Michael Matheson

- 39** In section 24, page 18, line 21, after <means> insert <(except in sections 10, 11 and 15(1))>

Michael Matheson

- 40** In section 26, page 19, line 4, after <order> insert <(see section 27(1))>

Michael Matheson

- 51** In section 34, page 24, line 17, after <means> insert <(except in section 30(1) to (3))>

Michael Matheson

- 52** In section 34, page 24, line 20, after <means> insert <(except in sections 26 and 27(1))>

Sexual harm prevention orders and sexual risk orders: hearings

Michael Matheson

- 21** In section 10, page 10, line 17, at end insert—

- <(5) Before deciding whether to make a sexual harm prevention order under this section, a court must—
 - (a) if subsection (6) applies, hold a hearing at which the person against whom the order would be made and the prosecutor may appear or be represented,
 - (b) if subsection (6) does not apply, either—
 - (i) hold a hearing at which the person against whom the order would be made and the prosecutor may appear or be represented, or
 - (ii) give an opportunity to make written representations to the person against whom the order would be made and the prosecutor.
- (6) This subsection applies if, not later than rules of court may provide, the person against whom the order would be made gives notice to the court of a wish for a hearing to be held.>

Michael Matheson

- 23** In section 11, page 10, line 30, at end insert—

- <(2A) Before determining an application under this section, a sheriff must—
 - (a) if subsection (2B) applies, hold a hearing at which the person against whom the order is sought and the chief constable may appear or be represented,
 - (b) if subsection (2B) does not apply, either—
 - (i) hold a hearing at which the person against whom the order is sought and the chief constable may appear or be represented, or
 - (ii) give an opportunity to make written representations to the person against whom the order is sought and the chief constable.
- (2B) This subsection applies if, not later than rules of court may provide, the person against whom the order is sought gives notice to the sheriff of a wish for a hearing to be held.>

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Michael Matheson

34 In section 19, page 16, line 1, after <must> insert—

- <() if subsection (8) applies, hold a hearing at which the subject and the chief constable, and in the case of an order made under section 10, the prosecutor, may appear or be represented,
- () if subsection (8) does not apply, either—
 - (i) hold a hearing at which the subject and the chief constable, and in the case of an order made under section 10, the prosecutor, may appear or be represented, or
 - (ii)>

Michael Matheson

35 In section 19, page 16, line 2, after <make> insert <written>

Michael Matheson

36 In section 19, page 16, line 3, at end insert—

- <(8) This subsection applies if, not later than rules of court may provide, the subject or the chief constable, or, in the case of an order made under section 10, the prosecutor, gives notice to the sheriff of a wish for a hearing to be held.>

Michael Matheson

41 In section 26, page 19, line 20, at end insert—

- <(4) Before determining an application under this section, a sheriff must—
 - (a) if subsection (5) applies, hold a hearing at which the respondent and the chief constable may appear or be represented,
 - (b) if subsection (5) does not apply, either—
 - (i) hold a hearing at which the respondent and the chief constable may appear or be represented, or
 - (ii) give an opportunity to make written representations to the respondent and the chief constable.
- (5) This subsection applies if, not later than rules of court may provide, the respondent gives notice to the sheriff of a wish for a hearing to be held.>

Michael Matheson

42 In section 29, page 21, line 25, after <must> insert—

- <() if subsection (7) applies, hold a hearing at which the subject and the chief constable may appear or be represented,
- () if subsection (7) does not apply, either—
 - (i) hold a hearing at which the subject and the chief constable may appear or be represented, or
 - (ii)>

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Michael Matheson

- 43 In section 29, page 21, line 26, after <make> insert <written>

Michael Matheson

- 44 In section 29, page 21, line 26, at end insert—
<(7) This subsection applies if, not later than rules of court may provide, the subject or the chief constable gives notice to the sheriff of a wish for a hearing to be held.>

Sexual harm prevention orders and sexual risk orders: interim orders

Michael Matheson

- 37 In section 20, page 16, line 22, after <made,> insert <may be made>

Michael Matheson

- 45 In section 30, page 21, line 32, after <considers> insert <that—
(a) there is a prima facie case that the person has done an (or, as the case may be, the) act of a sexual nature which is being relied on for the purposes of subsection (2) of section 26 in relation to the application for an order under that section, and
(b)>

Michael Matheson

- 46 In section 30, page 21, line 32, leave out <do so> and insert <make an interim sexual risk order>

Michael Matheson

- 47 In section 30, page 22, line 3, after <made,> insert <may be made>

Requirement for clerk of court to serve sexual risk order

Michael Matheson

- 48 After section 31, insert—

<Requirement to serve order

Requirement for clerk of court to serve order

- (1) Where a sheriff makes, varies or renews a sexual risk order or an interim sexual risk order, the clerk of the court must serve a copy of the order as made, varied or renewed (as the case may be) on the person against whom the order has effect.
- (2) Where a sheriff discharges a sexual risk order or an interim sexual risk order, the clerk of the court must serve a copy of the order effecting the discharge on the person against whom the order had effect.>

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Breach of sexual risk order: effect when person also subject to notification requirements

Michael Matheson

- 50 In section 33, page 23, line 26, at end insert <while the relevant order has effect>

Sexual harm prevention orders and sexual risk orders: equivalent orders elsewhere in UK

Michael Matheson

- 53 In section 35, page 24, leave out lines 26 and 27 and insert <an equivalent order from elsewhere in the United Kingdom>

Michael Matheson

- 54 In section 35, page 25, line 2, leave out <England and Wales order or an equivalent Northern Ireland order> and insert <order from elsewhere in the United Kingdom>

Michael Matheson

- 55 In section 35, page 25, line 6, leave out <England and Wales order> and insert <order from elsewhere in the United Kingdom>

Michael Matheson

- 56 In section 35, page 25, leave out line 12

Michael Matheson

- 57 In section 35, page 25, line 13, at end insert <(but excluding such an order made in Scotland)>

Michael Matheson

- 58 In section 35, page 25, line 15, at end insert (but excluding such an order made in Scotland)>

Michael Matheson

- 59 In section 35, page 25, line 16, at end insert <(but excluding such an order made in Scotland)>

Michael Matheson

- 60 In section 35, page 25, line 19, at end insert—
 <() a restraining order made under section 5A of the Sex Offenders Act 1997,
 () a sex offender order made under section 2 of the Crime and Disorder Act 1998.>

Sexual harm prevention orders and sexual risk orders: ancillary provision

Michael Matheson

- 61 In section 38, page 27, leave out lines 5 to 7 and insert—

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- <() an interim sexual offences prevention order under section 109 of the 2003 Act,
- () an interim risk of sexual harm order under section 5 of the 2005 Act,>

Michael Matheson

- 62** In section 38, page 27, line 20, after <a> insert <corresponding>

Michael Matheson

- 63** In section 38, page 27, line 21, at beginning insert <In subsection (3)(b)—

a “corresponding new order” means—

- (a) in the case of a sexual offences prevention order, a sexual harm prevention order,
- (b) in the case of a foreign travel order, a sexual harm prevention order containing a prohibition on foreign travel (as defined in section 16(2)),
- (c) in the case of a risk of sexual harm order, a sexual risk order made under section 26,
- (d) in the case of an interim sexual offences prevention order, an interim sexual harm prevention order made under section 20,
- (e) in the case of an interim risk of sexual harm order, an interim sexual risk order made under section 30,>

Michael Matheson

- 64** In section 38, page 27, line 24, at end insert—

- <() in the case of an interim sexual offences prevention order, sections 20(10) to (12) and 23,
- () in the case of an interim risk of sexual harm order, sections 30(9) to (11) and 32.>

Michael Matheson

- 65** In section 38, page 27, leave out line 29

Michael Matheson

- 66** In schedule 2, page 31, line 32, at end insert—

<Police Act 1997

(1) The Police Act 1997 is amended as follows.

(2) In section 113CA(2)—

(a) after paragraph (fb) insert—

“(fc) if a sexual harm prevention order, made under section 10(2) or 11(1) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—

- (i) the prohibitions and requirements contained in that order;
- (ii) the date of that order;

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- (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 15(3) or, as the case may be, 16(1) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 19(1) of that Act;
 - (fd) if an interim sexual harm prevention order, made under section 20 of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—
 - (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 20(5) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 20(10) of that Act;”,
 - (b) after paragraph (ib) insert—
 - “(ic) if a sexual risk order, made under section 26(1) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—
 - (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 27(3) or, as the case may be, 28(1) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 29(1) of that Act;
 - (id) if an interim sexual risk order, made under section 30(1) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—
 - (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 30(5) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 30(9) of that Act;”,
 - (c) paragraphs (l) and (m) are repealed.
- (3) In section 113CB(2)—
 - (a) after paragraph (fb) insert—
 - “(fc) if a sexual harm prevention order, made under section 10(2) or 11(1) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—

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- (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 15(3) or, as the case may be, 16(1) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 19(1) of that Act;
- (fd) if an interim sexual harm prevention order, made under section 20 of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—
 - (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 20(5) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 20(10) of that Act;”
- (b) after paragraph (ib) insert—
 - “(ic) if a sexual risk order, made under section 26(1) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—
 - (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 27(3) or, as the case may be, 28(1) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 29(1) of that Act;
 - (id) if an interim sexual risk order, made under section 30(1) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016, is in effect in respect of the applicant—
 - (i) the prohibitions and requirements contained in that order;
 - (ii) the date of that order;
 - (iii) the period for which each of the prohibitions and requirements contained in that order has effect by virtue of section 30(5) of that Act;
 - (iv) details as to whether that order has been varied or renewed under section 30(9) of that Act;”
- (c) paragraphs (l) and (m) are repealed.>

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