

ST HELENA



ENGLISH LAW (APPLICATION) ORDINANCE, 2005

*SEXUAL OFFENCES ACT, 2003 (APPLICATION)(AMENDMENT) ORDER, 2017*

In exercise of the powers conferred by section 5(b) of the English Law (Application) Ordinance, 2005, the Governor in Council makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Sexual Offences Act (Application)(Amendment) Order, 2017, and comes into force on the date of publication.

**Amendment of Schedule**

2. The Schedule to the Sexual Offences Act 2003 (Application) Order, 2004, is amended—

- (a) by deleting the references to the “Children and Young Persons Ordinance, Cap. 83” wherever they occur and substituting “Welfare of Children Ordinance, 2010” therefor;
- (b) by deleting the words “or the Child Care Ordinance, Cap. 82” wherever that occurs;
- (c) by deleting the references to the “Mental Health Ordinance, Cap. 57” wherever they occur and substituting “Mental Capacity and Mental Health Ordinance, 2015” therefor;
- (d) by inserting the following in Part 2 after section 81(7) and (8):

“Section 91A to 91F	The sections as inserted in the Sexual Offences Act 2003 in 2012 shall apply.”
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Made by the Governor in Council this day of 2017.

Gina M. Benjamin  
Clerk of Councils

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

The Sexual Offences Act, 2003, was applied to St Helena in 2004 by an Order issued under the previous English Law (Application) Ordinance, Cap. 4. Although issued under the old Ordinance, the transitional provisions of the new English Law (Application) Ordinance, 2010, provided that it is deemed to have been issued under the new Ordinance. This Order applied the Sexual Offences Act with certain modifications. The need has arisen to add certain subsequent amendments introduced in the United Kingdom in 2012 to deal with review of indefinite notification requirements. The Order is therefore amended to include those subsequent amendments for St Helena purposes.