SCOTTISH STATUTORY INSTRUMENTS

2004 No. 411

CRIMINAL LAW

The Victim Notification (Prescribed Offences) (Scotland) Order 2004

Made - - - -	*21st September 2004*
Laid before the Scottish Parliament - - - -	*24th September 2004*
Coming into force - -	*1st November 2004*

The Scottish Ministers, in exercise of the powers conferred by section 16(1) of the Criminal Justice (Scotland) Act 2003(**1**) and of all other powers enabling them in that behalf, hereby make the following Order:

Citation and commencement

1. This Order may be cited as the Victim Notification (Prescribed Offences) (Scotland) Order 2004 and shall come into force on 1st November 2004.

Prescribed offences

2. An offence specified in the Schedule to this Order is prescribed for the purposes of section 16(1) of the Criminal Justice (Scotland) Act 2003.

St Andrew's House, Edinburgh
21st September 2004

HUGH HENRY
Authorised to sign by the Scottish Ministers

(**1**) 2003 asp 7. See section 87(1) for the definition of "prescribed".

SCHEDULE

Article 2

Non-sexual crimes of violence

1. Murder.

2. Culpable homicide.

3. Abduction.

4. Assault.

5. Robbery.

6. Hamesucken.

7. Cruel and unnatural treatment.

8. An offence under section 12 of the Children and Young Persons (Scotland) Act 1937 (c. 37) (cruelty to persons under 16).

Sexual crimes of violence and indecent crimes

9. Rape.

10. Sodomy.

11. Abduction of a woman or girl with intent to rape.

12. Assault with intent to rape or ravish.

13. Indecent assault.

14. Lewd, indecent or libidinous behaviour or practices.

15. Clandestine injury to women.

16. Shameless indecency.

17. An offence under section 106(1)(a) or 107 of the Mental Health (Scotland) Act 1984 (c. 36) (unlawful sexual intercourse with mentally handicapped female or with patient).

18. An offence under section 311 of the Mental Health (Care and Treatment) (Scotland) Act 2003 (asp 13) (non consensual sexual acts with mentally disordered person).

19. An offence under any of the following provisions of the Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)–

(a) sections 1 to 3 (incest and related offences);

(b) section 5 (unlawful sexual intercourse with a girl under 16);

(c) section 6 (indecent behaviour towards girl between 12 and 16).

20. An offence under section 3 of the Sexual Offences (Amendment) Act 2000 (c. 44) (abuse of position of trust).

21. An offence under section 22 of the Criminal Justice (Scotland) Act 2003 (asp 7) (traffic in prostitution).

22. An offence under any of the following provisions of the Civic Government (Scotland) Act 1982 (c. 45)–

(a) section 52 (indecent photographs etc. of children);

(b) section 52A (possession of indecent photographs of children).