Draft Order laid before Parliament under section 2(6G) of the Sex Offenders Act 1997, for approval by resolution of each House of Parliament.

DRAFT STATUTORY INSTRUMENTS

2001 No.

CRIMINAL LAW, ENGLAND AND WALES
CRIMINAL LAW, NORTHERN IRELAND

Sex Offenders (Notice Requirements) (Foreign Travel) Regulations 2001

Made - - - -	*2001*
Coming into force - -	*1st June 2001*

Whereas a draft of these Regulations has been laid before and approved by a resolution of each House of Parliament:

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by sections 2(6D) to (6G) and 10(6) of the Sex Offenders Act 1997(**1**), hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Sex Offenders (Notice Requirements) (Foreign Travel) Regulations 2001 and shall come into force on 1st June 2001.

Interpretation

2. In these Regulations, "the Act" means the Sex Offenders Act 1997.

Determination of point of arrival

3.—(1) For the purposes of section 2(6E)(a) of the Act and of these Regulations, a person's point of arrival in a country is to be determined in accordance with this regulation.

(2) In a case in which a person will arrive in a county by rail, sea or air, his point of arrival is the station, port or airport at which he will first disembark.

(3) In a case in which a person will arrive in a country by any means other than those mentioned in paragraph (2) above, his point of arrival is the place at which he will first enter the country.

(**1**) 1997 (c. 51). Section 2(6D) to (6G) was inserted by paragraph 4 of Schedule 5 to the Criminal Justice and Court Services Act 2000 (c. 43), and section 10(6) was inserted by paragraph 9 of Schedule 5 to the Criminal Justice and Court Services Act 2000.

Notice to be given before leaving the United Kingdom

4.—(1) This regulation applies to persons who—

(a) are subject to the notification requirements of Part I of the Act, and

(b) intend to leave the United Kingdom for a period of eight days or longer.

(2) Every person to whom this regulation applies must give a notice under section 2(6E) of the Act at least 24 hours prior to his intended departure from the United Kingdom.

Additional information to be disclosed in a notice under section 2(6E) of the Act

5. In addition to the information required to be disclosed under section 2(6E)(a) of the Act, a notice under section 2(6E) must disclose, where a person holds such information at least 48 hours prior to his intended departure from the United Kingdom—

(a) where he intends to travel to more than one country outside the United Kingdom, his intended point of arrival in each such additional country,

(b) the identity of any carrier or carriers he intends to use for the purposes of his departure from and return to the United Kingdom, and of travelling to any other point of arrival,

(c) details of his accommodation arrangements for his first night outside the United Kingdom,

(d) in a case in which he intends to return to the United Kingdom on a particular date, that date, and

(e) in a case in which he intends to return to the United Kingdom at a particular point of arrival, that point of arrival.

Change to information disclosed in a notice under section 2(6E) of the Act

6.—(1) Where—

(a) a person has given a notice under section 2(6E) of the Act, and

(b) at any time earlier than 48 hours prior to his intended departure from the United Kingdom, the information disclosed in that notice becomes inaccurate or incomplete as a statement of all the information mentioned in section 2(6E)(a) of the Act and regulation 5 above which he currently holds,

the person must give a fresh notice under section 2(6E) of the Act.

(2) A fresh notice under paragraph (1) above must be given at least 24 hours prior to the person's intended departure from the United Kingdom.

Notice to be given on return to the United Kingdom

7.—(1) This regulation applies to persons who—

(a) were required to give a notice under section 2(6E) of the Act,

(b) have left the United Kingdom accordingly, and

(c) have subsequently returned to the United Kingdom.

(2) Except as provided by paragraph (3) below, every person to whom this regulation applies must give notice under section 2(6F) of the Act within eight days of his return to the United Kingdom.

(3) A person to whom this regulation applies need not give a notice under section 2(6F) of the Act in any case in which he gave a relevant notice under section 2(6E) of the Act which—

(a) disclosed a date under the provisions of sub-paragraph (d) of regulation 5 above, and

(b) disclosed a point of arrival under the provisions of sub-paragraph (e) of regulation 5 above,