



Number 4 of 2019

Criminal Law (Sexual Offences) (Amendment) Act 2019



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ACTS REFERRED TO

Child Trafficking and Pornography Act 1998 (No. 22)

Children Act 2001 (No. 24)

Criminal Justice Act 1951 (No. 2)

Criminal Justice Act 1960 (No. 27)

Criminal Justice Act 1993 (No. 6)

Criminal Law (Human Trafficking) Act 2008 (No. 8)

Criminal Law (Rape) (Amendment) Act 1990 (No. 32)

Criminal Law (Rape) Act 1981 (No. 10)

Criminal Law (Sexual Offences) Act 2006 (No. 15)

Criminal Law (Sexual Offences) Act 2017 (No. 2)

Prisons Act 1970 (No. 11)

Prisons Act 1972 (No. 7)

Punishment of Incest Act 1908 (8 Edw. 7 c.45)

Sexual Offences (Jurisdiction) Act 1996 (No. 38)



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CRIMINAL LAW (SEXUAL OFFENCES) (AMENDMENT) ACT 2019

An Act to amend the Punishment of Incest Act 1908 and the Criminal Law (Sexual Offences) Act 2017; and to provide for related matters. [26th February, 2019]

Be it enacted by the Oireachtas as follows:

Definitions

1. In this Act—

“Act of 1908” means the Punishment of Incest Act 1908;

“Act of 2017” means the Criminal Law (Sexual Offences) Act 2017.

Amendment of section 1 of Act of 1908

2. Section 1 (as amended by section 28 of the Act of 2017) of the Act of 1908 is amended in subsection (1) by the substitution of “imprisonment for a term not exceeding 10 years” for “imprisonment for life or a lesser term of imprisonment”.

Amendment of section 2 of Act of 1908

3. The Act of 1908 is amended by the substitution of the following section for section 2:

“2. Any female person of or above the age of 17 years, who with consent permits her grandfather, father, brother or son to have carnal knowledge of her (knowing him to be her grandfather, father, brother or son, as the case may be), shall be guilty of an offence and shall be liable on conviction on indictment to imprisonment for a term not exceeding 10 years.”.

Amendment of Act of 2017

4. The Act of 2017 is amended by the insertion of the following section after section 57:

“Commission of another offence specified in Schedule within specified period

58. (1) Subject to subsections (2) and (3), where a person (other than a person under the age of 18 years)—

(a) has been convicted on indictment of an offence specified in the Schedule (in this section referred to as ‘the first offence’),