

CHAPTER 101

THE SEXUAL OFFENCES SPECIAL PROVISIONS ACT

An Act to amend several written laws, making special provisions in those laws with regard to sexual and other offences to further safeguard the personal integrity, dignity, liberty and security of women and children.

[1st July, 1998]

[s. 2]

Act No. 4 of 1998

PART I

PRELIMINARY PROVISIONS (ss 1-2)

[PCh101s1]1. Short title

This Act may be cited as the Sexual Offences Special Provisions Act.

[PCh101s2]2. Interpretation

In this Act, except where the context requires otherwise—

"boy" means a male person of the age of under eighteen years;

"girl" means a female person of the age of under eighteen years;

"gross indecency" means any sexual act that is more than ordinary but falls short of actual intercourse and may include masturbation and indecent physical contact or indecent behaviour without any physical contact;

"hospital" means the precincts of a hospital and includes the precincts of any institution for the reception and treatment of persons during convalescence or of persons requiring medical attention or rehabilitation;

"injury" means an actual harm caused to a person and includes physical, mental and psychological suffering;

"man" means any male person above the age of eighteen years;

"prohibited sexual intercourse" means sexual intercourse between persons who are not spouses to each other;

"separated" means and includes separation arranged by the family, clan elders without the parties going to court or otherwise;

"sexual abuse" means illegal sexually oriented acts or words done or said in relation to any person for gratification or for any other illegal purposes;

"sexual intercourse" whether natural or unnatural, shall, for the purpose of proof of a sexual offence, be deemed to be complete upon proof of penetration only not the completion of the intercourse by the emission of seed;

"sexual offence" means any of the offences created in Chapter XV of the Penal Code;

"woman" means any female person above the age of eighteen years; whether or not married;

"women's or children's institutions" means an institution for the reception and care of women or children, however described.

[s. 3]

PART II

AMENDMENT OF THE PENAL CODE (ss 3-20)

[PCh101s3]3. - 20. inclusive Amendment of Cap. 16

[Amends the Penal Code.]

[ss. 4-21]

PART III

AMENDMENT OF THE CRIMINAL PROCEDURE ACT (ss 21-25)

[PCh101s21]21. - 25. inclusive Amendment of Cap. 20

[Amends the Criminal Procedure Act.]

[ss. 22-26]

PART IV

AMENDMENT OF THE EVIDENCE ACT (s 26)

[PCh101s26]26. Amendment of Cap. 6

[Amends the Evidence Act.]

[s. 27]

PART V

AMENDMENT OF THE CHILDREN AND YOUNG PERSONS ACT (s 27)

[PCh101s27]27. Amendment of Cap. 13

[Amends the Children and Young Persons Act.]

[s. 28]

PART VI

AMENDMENT OF THE MINIMUM SENTENCES ACT (ss 28-29)

[PCh101s28]28. - 29. Amendment of Cap. 90

[Amends of the Minimum Sentences Act.]

[ss. 29-30]