



Northern Ireland  
Assembly

Justice (Sexual Offences and Trafficking Victims) Bill  
Notice of Amendments tabled on  
7 February 2022 for Consideration Stage

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**Clause 1, Page 2, Line 18**

Leave out 'B.' and insert -

'B,

or that a reasonable person would consider the action to be likely to cause B to suffer humiliation, alarm or distress.'

*Chair, Committee for Justice*

**Clause 1, Page 3, Line 11**

Leave out 'B.' and insert -

'B,

or that a reasonable person would consider the action to be likely to cause B to suffer humiliation, alarm or distress.'

*Chair, Committee for Justice*

**New Clause**

After clause 1 insert -

**'Coercing a person into looking at a sexual image**

**1A.—**(1) A person (A) commits an offence if—

- (a) A intentionally and for a purpose mentioned in subsection (2) or a condition in subsection (3) causes another person (B)
  - (i) without B consenting, and

(ii) without any reasonable belief that B consents,

to look at a sexual image.

(2) The purposes are—

(a) obtaining sexual gratification,

(b) humiliating, distressing or alarming B,

or that a reasonable person would consider the action to be likely to cause B to suffer humiliation, alarm or distress.

(3) A condition is that a reasonable person would consider the action to be likely to cause B to suffer humiliation, alarm or distress.

(4) For the purposes of subsection (1), a sexual image is an image (produced by whatever means and whether or not a moving image) of—

(a) A engaging in a sexual activity or of a third person or imaginary person so engaging,

(b) A's genitals or the genitals of a third person or imaginary person

(5) A person found guilty of an offence under this Article is liable –

(a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum or both;

(b) on conviction on indictment, to imprisonment for a term not exceeding 2 years.'

*Chair, Committee for Justice*

### **Clause 3, Page 6, Line 12**

After 'paying' insert '(which is not limited solely to the exchange of monies for this purpose)'

*Chair, Committee for Justice*

### **New Clause**

After clause 15 insert -

#### **'Guidance about Part 1**

**15A.**—(1) The Department of Justice must issue guidance about—

(a) the effect of this Part, and

(b) such other matters as the Department considers appropriate as to criminal law and procedure relating to Part 1 in Northern Ireland.

(2) The guidance must include—

(a) information for use in training on the effect of this Part as it considers appropriate for its personnel, and

(b) the sort of information which it seeks to obtain from personnel for the purpose of the assessment by it of the operation of this Part.

(3) Personnel in subsection (2) being any public body that has functions within the criminal justice system in Northern Ireland which the Department of Justice considers appropriate.

(4) A person exercising public functions to whom guidance issued under this Part relates must have regard to it in the exercise of those functions.

(5) The Department of Justice must—

- (a) keep any guidance issued under this Part under review, and
  - (b) revise any guidance issued under this Part if the Department considers revision to be necessary in light of review.
- (6) The Department of Justice must publish any guidance issued or revised under this section.
- (7) Nothing in this Part permits the Department of Justice to issue guidance to a court or tribunal.'

*Chair, Committee for Justice*

**Clause 16, Page 20, Line 6**

At end insert -

'(aa) in subsection (4) after "days" insert "(or more based on need)";'

*Chair, Committee for Justice*

**Clause 16, Page 20, Line 6**

At end insert -

'(ab) in subsection (9) leave out "such further period as the Department thinks necessary" and insert "for 12 months (or less if not required),";'

*Chair, Committee for Justice*

**Clause 16, Page 20, Line 12**

At end insert -

'(4) In section 22 (Defence for slavery and trafficking victims in relation to certain offences)—

- (a) in subsection (9)(a)(i) after "of a" insert "Class A,";
- (b) In subsection (9)(a)(ii) after "of a" insert "Class A or"

*Chair, Committee for Justice*

**New Clause**

After clause 17 insert -

**'Protective measures for victims of slavery or trafficking**

**17A.**—(1) The Department of Justice may by regulations, within 24 months of Royal Assent, make provision—

- (a) enabling or requiring steps to be taken or measures to be imposed for protecting a person from slavery or trafficking,
- (b) for the purpose of or in connection with such steps or measures for protecting a person from slavery or trafficking.

(2) Steps or measures which may be provided for in regulations under this section are not limited to notices or orders.

(3) The regulations may not be made unless a draft has been laid before and approved by a resolution of the Assembly.'

*Chair, Committee for Justice*

