
Changes to legislation: Modern Slavery Act 2015, PART 1 is up to date with all changes known to be in force on or before 14 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 5

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 1

AMENDMENTS RELATING TO OFFENCES

Children and Young Persons Act 1933 (c. 12)

- 1 (1) Schedule 1 to the Children and Young Persons Act 1933 (offences against children and young persons to which special provisions of the Act apply) is amended as follows.
- (2) In the first entry relating to the Sexual Offences Act 2003 omit “59A to”.
- (3) Omit the entry relating to the Asylum and Immigration (Treatment of Claimants, etc.) Act 2004.
- (4) After that entry insert— “ An offence against a child or young person under section 2 of the Modern Slavery Act 2015 (human trafficking), or any attempt to commit such an offence. ”

Commencement Information

11 Sch. 5 para. 1 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#) (with [regs. 3, 6, 8](#))

Immigration Act 1971 (c. 77)

- 2 In section 25C of the Immigration Act 1971 (forfeiture of vehicle, ship or aircraft) in subsections (9)(b), (10)(b) and (11) for the words from “a passenger” to the end substitute “ the victim of conduct which constitutes an offence under section 2 of the Modern Slavery Act 2015 (human trafficking). ”

Commencement Information

12 Sch. 5 para. 2 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#) (with [regs. 4, 8](#))

Police and Criminal Evidence Act 1984 (c. 60)

- 3 In section 65A(2) of the Police and Criminal Evidence Act 1984 (questioning and treatment of persons by police: meaning of “qualifying offence”) after paragraph (r) insert—

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“(s) an offence under section 2 of the Modern Slavery Act 2015 (human trafficking).”

Commencement Information

I3 Sch. 5 para. 3 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#)

Sexual Offences (Amendment) Act 1992 (c. 34)

- 4 In section 2(1) of the Sexual Offences (Amendment) Act 1992 (offences under law of England and Wales to which the Act applies)—
- (a) after paragraph (da) insert—
- “(db) any offence under section 2 of the Modern Slavery Act 2015 (human trafficking);”;
- (b) in paragraph (e) for “(da)” substitute “(db)”.

Commencement Information

I4 Sch. 5 para. 4 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#)

Sexual Offences Act 2003 (c. 42)

- 5 (1) The Sexual Offences Act 2003 is amended as follows.
- (2) Omit sections 59A to 60C (trafficking for sexual exploitation; forfeiture and detention).
- (3) In Schedule 5 (relevant offences for purposes of notification and orders) after paragraph 63A insert—
- “63B An offence under section 2 of the Modern Slavery Act 2015 (human trafficking).”
- (4) In Schedule 6, omit paragraphs 31(2)(b) and 46(2).

Commencement Information

I5 Sch. 5 para. 5 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#) (with [regs. 3, 8](#))

Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 (c. 19)

- 6 (1) The Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 is amended as follows.
- (2) Omit section 4 (trafficking people for exploitation).
- (3) In section 5 (section 4 - supplementary provision) omit subsections (3) to (7) and (11).
- (4) In section 14(2) (immigration officers' power of arrest)—
- (a) omit paragraphs (n) and (p);
- (b) after paragraph (q) insert—

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“(r) an offence under section 2 of the Modern Slavery Act 2015.”

Commencement Information

I6 Sch. 5 para. 6 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#) (with [regs. 3](#), [6-8](#))

Serious Crime Act 2007 (c. 27)

7 (1) Part 1 of Schedule 1 to the Serious Crime Act 2007 (serious offences: England and Wales) is amended as follows.

(2) After paragraph 1 insert—

“Slavery etc

1A An offence under section 1 of the Modern Slavery Act 2015 (slavery, servitude and forced or compulsory labour).”

(3) In paragraph 2, at the end insert—

“(4) An offence under section 2 of the Modern Slavery Act 2015.”

Commencement Information

I7 Sch. 5 para. 7 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#)

Coroners and Justice Act 2009 (c. 25)

8 Omit section 71 of the Coroners and Justice Act 2009 (slavery, servitude and forced or compulsory labour).

Commencement Information

I8 Sch. 5 para. 8 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#) (with [regs. 3](#), [5](#), [7](#), [8](#))

Protection of Freedoms Act 2012 (c. 9)

9 (1) The Protection of Freedoms Act 2012 is amended as follows.

(2) Omit sections 109 and 110.

(3) In Schedule 9, omit paragraphs 136, 138, 140(2) and (3) and 141.

Commencement Information

I9 Sch. 5 para. 9 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#) (with [regs. 3](#), [8](#))

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Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10)

- 10 In Part 1 of Schedule 1 to the Legal Aid, Sentencing and Punishment of Offenders Act 2012, in paragraph 32(8) (civil legal services for trafficking victims: definitions), in the definition of “exploitation” for the words from “section” to the end substitute “ section 3 of the Modern Slavery Act 2015 (meaning of exploitation for purposes of human trafficking offence in section 2 of that Act); ”.

Commencement Information

I10 Sch. 5 para. 10 in force at 31.7.2015 by [S.I. 2015/1476](#), [reg. 2\(j\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 50A(5A) inserted by [2023 c. 37 s. 28\(1\)](#)