



**Freedom of Information Request Reference No:**

I note you seek access to the following information:

I'm interested in how many people have been charged under the various sections of the 2003 Sexual Offences Act. From January 2003 (or whenever it began) to February 2017 or the latest possible date data has been gathered to.

In particular, I am interested in the number of people who have been charged under sections 74, 76, and if there is any data on how many people have been arrested for breaching "'conditional' consent" as defined by the act.

Also, if any of these sections had precedents in prior Sexual Offences Acts, how these numbers compare to their predecessors.

**DECISION**

I have today decided to disclose the located information to you in full.

Please find attached information pursuant to your request above.

The attached statistics do not contain details with regards to individuals being arrested for breaching 'conditional consent'. The reason for this is that the decision to prosecute for this offence is made by the Crown Prosecution Service (CPS).

I have read part of the CPS website

([http://www.cps.gov.uk/legal/p\\_to\\_r/rape\\_and\\_sexual\\_offences/consent/#a07](http://www.cps.gov.uk/legal/p_to_r/rape_and_sexual_offences/consent/#a07)) which references this offence and it appears that these cases are referred by the CPS to the Directors Principle Legal Advisor (PLA) to oversee the charging decision. As this decision is taken by the CPS, it is not recorded on MPS system in a retrievable way. You may wish to contact the CPS to see if they are able to assist you further.

Below is a link to their website in relation to FoIA requests which may assist you.

<http://www.cps.gov.uk/foi/feedback.html>

I would like to take this opportunity to thank you for your interest in the Metropolitan Police Service.

**Information Rights Unit**

**Count of People Proceeded Against for Offences by way of Charge/Summons under the Sexual Offences Act 2003 or its amendments proceeded by the MPS between 01/01/2003 to 30/04/2017**

Protective Marking	<b>Not Protectively Marked</b>
Suitable for Publication Scheme	<b>Yes</b>
Ad-Hoc Reference Number	8057
FOIA/MOPAC Ref Number	
Summary	Count of People Proceeded Against for Offences by way of Charge/Summons under the Sexual Offences Act 2003 or its amendments proceeded by the MPS between 01/01/2003 to 30/04/2017
Creating Branch / Directorate	MetHQ - Information and Insight
Date Created	23/05/2017
Review Date	<b>01/04/2018</b>

**This report uses LIVE DATA extracted from: CRIS**

**Date Live data was extracted: 23/05/2017**

Police forces in the United Kingdom are routinely required to provide crime statistics to government bodies and the recording criteria is set nationally. However, the systems used for recording these figures are not generic, nor are the procedures used locally in capturing the crime data. It should be noted that for these reasons this force's response to your questions should not be used for comparison purposes with any other response you may receive.

## **Notes**

Live data was extracted from CRIS on 23/05/2017 covering a proceedings date range of 01/01/2003 to 30/04/2017

The CRIS query was limited to those People Proceeded Against where the MPS took some formal action by way of Charge/Summons. and further limited to only those HO Home Office Counting Rule (HOCR) Classification codes for Sexual Offences recorded under the 2003 Act.

There can be more than one PPA and/or offence per crime report.

**Police forces in the United Kingdom are routinely required to provide crime statistics to government bodies and the recording criteria is set nationally. However, the systems used for recording these figures are not generic, nor are the procedures used locally in capturing the crime data. It should be noted that for these reasons this force's response to your questions should not be used for comparison purposes with any other response you may receive.**

IMPORTANT: Please ensure that the Notes Page is read in conjunction with the data in this report to ensure that it is interpreted correctly.

**Count of People Proceeded Against for Offences by way of Charge/Summons under the Sexual Offences Act 2003 or its amendments proceeded by the MPS between 01/01/2003 to 30/04/2017 by Calendar Year and Act of Parliament.**

Act of Parliament	Calendar Year															Grand Total
	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	
Repealed by Sexual Offences Act 2003 with effect May 2004. CrimSec 16 still applies for all offences recorded before May 2004 (regardless of whether detection was before or after May 2004). Offences recorded after May 2004 but committed before May 2004 should be treated under previous legislation where possible. Offences recorded after May 2004 and committed after May 2004 should follow new legislative groupings. Allocated to CrimSec 16 for detection counting.	0	2	0	0	0	0	0	0	0	0	1	0	0	0	0	3
Sexual Offences Act 1956 Sec. 1 (pt) and Sexual Offences Act 2003 Sec. 1(pt).	194	160	166	140	101	146	142	120	104	99	113	126	123	131	40	1905
Sexual Offences Act 1956 Sec. 33A (as added by Sexual Offences Act 2003 Sec. 55).	0	1	1	9	7	8	5	9	7	6	5	8	9	8	12	95
Sexual Offences Act 2003 Sec 15A (1) & (3) as amended by Serious Crime Act 2015 Sec 67	0	0	0	0	0	0	0	0	0	0	0	0	1	0	1	2
Sexual Offences Act 2003 Sec 6. (pt).	0	3	10	11	10	12	6	16	19	30	51	54	50	51	17	340
Sexual Offences Act 2003 Sec. 1(pt).	513	452	513	529	517	517	511	409	372	431	475	453	428	426	108	6654
Sexual Offences Act 2003 Sec. 14. Amended by the Serious Crime Act 2015 Sec 68.	0	1	1	1	2	5	3	5	14	18	20	9	17	20	6	122
Sexual Offences Act 2003 Sec. 15.	0	0	6	20	15	21	12	14	15	13	12	12	42	27	18	227
Sexual Offences Act 2003 Sec. 16.	0	0	2	0	1	0	2	1	0	3	4	0	1	5	0	19
Sexual Offences Act 2003 Sec. 17.	0	0	0	1	0	1	1	2	2	1	0	0	2	3	0	13
Sexual Offences Act 2003 Sec. 19.	0	0	0	0	0	0	0	0	0	1	2	0	0	0	0	3
Sexual Offences Act 2003 Sec. 2 (pt).	0	19	43	69	45	60	47	56	56	67	70	63	63	76	18	752
Sexual Offences Act 2003 Sec. 2.	0	0	3	2	1	4	1	0	0	0	3	1	4	10	1	30
Sexual Offences Act 2003 Sec. 25.	0	11	7	31	47	28	36	32	26	27	13	3	1	2	1	265
Sexual Offences Act 2003 Sec. 26.	0	0	0	3	2	1	2	0	2	3	2	1	1	1	0	18
Sexual Offences Act 2003 Sec. 3 (pt).	0	226	433	449	444	567	566	601	598	576	589	672	781	772	219	7493
Sexual Offences Act 2003 Sec. 3.	0	28	30	25	19	24	27	40	24	29	38	46	47	45	17	439
Sexual Offences Act 2003 Sec. 30.	0	0	1	1	2	1	3	1	3	2	0	2	0	3	1	20
Sexual Offences Act 2003 Sec. 31.	0	0	1	0	0	0	0	0	0	0	0	1	0	0	0	2
Sexual Offences Act 2003 Sec. 32.	0	0	0	1	0	0	0	1	0	0	0	0	0	0	0	2
Sexual Offences Act 2003 Sec. 35.	0	0	0	0	0	0	0	1	0	0	0	0	0	0	0	1
Sexual Offences Act 2003 Sec. 38.	0	0	1	0	0	0	0	2	1	2	2	1	1	3	0	13
Sexual Offences Act 2003 Sec. 39.	0	0	0	0	0	0	0	0	0	1	0	0	0	0	0	1
Sexual Offences Act 2003 Sec. 4.	0	10	11	6	6	8	0	2	2	3	5	15	8	14	3	93
Sexual Offences Act 2003 Sec. 47. Amended by the Serious Crime Act 2015 Sec 68.	0	0	0	0	0	0	1	1	0	1	0	0	2	0	0	5
Sexual Offences Act 2003 Sec. 48. Amended by the Serious Crime Act 2015 Sec 68.	0	0	0	0	0	1	0	0	0	2	2	1	1	0	0	7
Sexual Offences Act 2003 Sec. 48. Amended by the Serious Crime Act 2015 Sec 68.	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	2
Sexual Offences Act 2003 Sec. 49. Amended by the Serious Crime Act 2015 Sec 68.	0	0	0	2	0	0	0	0	2	0	0	0	0	0	0	4
Sexual Offences Act 2003 Sec. 5 (pt).	0	20	68	96	100	107	128	118	128	146	150	142	141	192	64	1600
Sexual offences Act 2003 Sec. 50. Amended by the Serious Crime Act 2015 Sec 68.	0	0	1	2	0	0	4	1	2	2	0	0	1	0	0	13
Sexual Offences Act 2003 Sec. 52.	0	0	0	2	1	3	4	3	0	0	0	1	0	0	2	16
Sexual Offences Act 2003 Sec. 53.	0	2	7	11	29	18	29	13	8	10	8	7	3	11	7	163
Sexual Offences Act 2003 Sec. 57.	0	7	4	7	5	22	13	14	16	39	66	41	24	2	0	260
Sexual Offences Act 2003 Sec. 58.	0	0	0	7	3	6	4	0	0	0	3	0	1	0	0	24
Sexual Offences Act 2003 Sec. 59 (1) (b) & (6) as inserted by the Protection of Freedoms Act 2012 Sec 109	0	0	0	0	0	0	0	0	0	0	0	0	0	0	7	11
Sexual Offences Act 2003 Sec. 59 A (1) (a) & (6) as inserted by the Protection of Freedoms Act 2012 Sec 109	0	0	0	0	0	0	0	0	0	0	0	0	1	11	8	20
Sexual Offences Act 2003 Sec. 59.	0	0	0	0	0	0	0	1	0	1	0	0	0	0	0	2
Sexual Offences Act 2003 Sec. 6.	0	0	3	4	1	2	1	1	3	4	5	5	1	4	0	34
Sexual Offences Act 2003 Sec. 61.	0	0	0	2	1	10	0	0	0	1	0	0	1	2	1	18
Sexual Offences Act 2003 Sec. 62.	0	1	3	5	2	8	5	3	4	4	4	0	2	3	0	44
Sexual Offences Act 2003 Sec. 63.	0	5	4	7	2	11	1	5	1	1	1	1	1	3	0	43
Sexual offences Act 2003 Sec. 66.	0	96	193	215	247	226	248	242	208	202	226	167	209	210	59	2748
Sexual Offences Act 2003 Sec. 67.	0	13	19	14	21	25	32	31	33	39	51	49	56	53	18	454
Sexual Offences Act 2003 Sec. 69 (1)(3).	0	0	0	2	2	0	0	0	0	0	0	0	1	1	0	6
Sexual Offences Act 2003 Sec. 7 (pt).	1	45	121	97	84	102	124	143	120	108	153	116	121	147	46	1528
Sexual Offences Act 2003 Sec. 7.	0	16	35	29	33	28	29	37	45	24	49	36	35	43	5	444
Sexual Offences Act 2003 Sec. 8.	0	4	9	4	14	14	13	13	9	16	20	36	33	37	8	230
Sexual Offences Act 2003 Sec51A	0	0	0	0	0	0	0	0	0	6	67	52	26	39	1	191
Sexual Offences Act 2003 Secs. 10 (pt) and 13 (pt).	0	2	8	10	17	14	17	15	26	21	11	28	35	45	12	261
Sexual Offences Act 2003 Secs. 11 (pt) and 13 (pt).	0	3	8	9	11	10	10	19	10	17	12	17	8	10	2	146
Sexual Offences Act 2003 Secs. 12 (pt) and 13 (pt).	0	1	1	3	8	12	12	7	7	6	1	4	3	9	1	75
Sexual Offences Act 2003 Secs. 64 and 65.	0	0	3	0	0	0	0	6	0	2	0	1	2	4	0	18
Sexual Offences Act 2003 Secs. 9 (pt) and 13 (pt).	0	22	57	56	61	55	50	34	48	53	48	44	47	49	11	635
<b>Grand Total</b>	<b>708</b>	<b>1150</b>	<b>1773</b>	<b>1882</b>	<b>1861</b>	<b>2077</b>	<b>2089</b>	<b>2019</b>	<b>1915</b>	<b>2017</b>	<b>2282</b>	<b>2217</b>	<b>2334</b>	<b>2479</b>	<b>711</b>	<b>27514</b>