

# STATES OF JERSEY



## **DRAFT SEXUAL OFFENCES (JERSEY) LAW 201- (P.18/2018): AMENDMENT (P.18/2018 Amd.) – COMMENTS**

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**Presented to the States on 19th March 2018  
by the Minister for Home Affairs**

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**STATES GREFFE**

## COMMENTS

The Panel's first amendment ([P.18/2018 Amd.](#)) would add faeces to the list of substances the emission of which onto a person will amount to 'touching' for the purposes of the sexual offences in the draft Law.

Where one person defecates on another for sexual purposes and without the consent of the person who is defecated on, that may amount to the customary offence of indecent assault, which is preserved by the draft Law.

The amendment would ensure that this behaviour may also be caught by the offences in the draft Law, including the offence of sexual touching without consent. There is no reason why this behaviour might not be caught by both the existing customary and new statutory offence.

Therefore I accept the amendment.

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### **Statement under Standing Order 37A [Presentation of comment relating to a proposition]**

These comments were submitted to the States Greffe after the noon deadline as set out in Standing Order 37A. Considerable research was required following the lodging of the Panel's 3 amendments to this proposition, culminating in consideration by the Council of Ministers on 14th March, and specific consideration of the second amendment by the judiciary on 15th March. This meant that the deadline could not be met.