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# AN BILLE UM CHIONTA GNEIS, 1980

## SEXUAL OFFENCES BILL, 1980

*Mar a tionscnaíodh*

*As initiated*

### ARRANGEMENT OF SECTIONS

#### Section

1. Duties of Garda Superintendent following complaint that rape has been committed.
2. Trial for sexual offences—anonymity of victim and defendant; restriction on evidence; female jurors.
3. Trial for sexual offences to take place without delay.
4. Extension of definition of rape.
5. Citation.

#### ACTS REFERRED TO

Criminal Law Amendment Act, 1885	1885, c. 69
Criminal Law Amendment Act, 1935	1935, No. 6





AN BILLE UM CHIONTA GNEIS, 1980

SEXUAL OFFENCES BILL, 1980

BILL

entitled

AN ACT TO AMEND THE LAW RELATING TO SEXUAL 5  
OFFENCES.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

Duties of Garda  
Superintendent  
following  
complaint that  
rape has been  
committed.

1.—Following the receipt of a complaint by a member of the  
Garda Síochána that the crime of rape has been committed, it shall  
be the duty of the local Superintendent of the Garda Síochána to ensure— 10

- (a) that a woman member of the Garda Síochána is present  
during the taking of any written statement given by the  
victim of the alleged rape;
- (b) that the said victim is informed that she may be attended 15  
by a doctor of her own choice;
- (c) that the Garda Síochána station or other place at which the  
forensic examination required for the purpose of securing  
evidence for a trial of any indictment for rape is to be  
carried out is properly equipped for such examination; 20
- (d) that a copy of any statement made by the victim of the  
alleged rape to the Garda Síochána and which it is  
intended to use in evidence shall be supplied to the said  
victim at least one week before the date of the trial;
- (e) that the said victim is referred to a social worker or other 25  
person experienced in the counselling of victims of rape.

Trial for sexual  
offences—  
anonymity of  
victim and  
defendant;  
restriction on  
evidence; female  
jurors.

2.—At the trial of any indictment for rape or for any offence  
under section 3 of the Criminal Law Amendment Act, 1885 or under  
section 1, section 2 or section 4 of the Criminal Law Amendment  
Act, 1935 the following provisions shall apply: 30

- (a) the Court shall order that the identity of the victim of the  
alleged offence shall not be made public at any time;
- (b) the Court may order that the identity of a defendant who  
pleads not guilty shall not be made public unless and until 35  
all trial proceedings against him, including appeal pro-  
ceedings, if any, have been completed and he has been  
convicted;



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**Trial for sexual offences to take place without delay.**

10

Citation.

q21



# BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do leasú an dlí a bhaineann le cionta gnéis.

# BILL

(as initiated)

entitled

An Act to amend the law relating to sexual offences.

1.—Following the receipt of a complaint by a member of the Garda Síochána that the crime of rape has been committed, it shall be the duty of the local Superintendent of the Garda Síochána to ensure—

(a) that a woman member of the Garda Síochána is present during the taking of any written statement given by the victim of the alleged rape;

(b) that the said victim is informed that she may be attended by a doctor of her own choice;

An Seanadóir Gemma Uí Eodhúsa a thólaic,  
5 Meitheamh, 1980

Presented by Senator Gemma Hussey,  
5th June, 1980

(d) that a copy of any statement made by the victim of the alleged rape to the Garda Síochána and which it is intended to use in evidence shall be supplied to the said victim at least one week before the date of the trial;

(e) that the said victim is referred to a social worker or other person experienced in the counselling of victims of rape.

2.—At the trial of any indictment for rape or for any offence under section 3 of the Criminal Law Amendment Act, 1885 or under section 1, section 2 or section 4 of the Criminal Law Amendment Act, 1935 the following provisions shall apply:

BAILE ÁTHA CLIATH:  
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR

Le ceannach díreach ón Oifig Díolta Foilseachán Rialtais  
An Stuara, Árd Oifig an Phoist, Baile Átha Cliath, nó trí  
aon díoltóir leabhar.

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15p

DUBLIN:  
PUBLISHED BY THE STATIONERY OFFICE

To be purchased through any bookseller, or direct  
from the Government Publications Sale Office,  
G.P.O. Arcade, Dublin.

Printed by CAHILL PRINTERS LTD.

15p