**Rule 73.2**

**FORM 73.2**

## Form of sexual harm prevention order under section 11 of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016

SEXUAL HARM PREVENTION ORDER

COURT:

DATE:

NAME, ADDRESS AND DATE OF BIRTH OF PERSON SUBJECT TO THE ORDER:

THE COURT, dealing with a person

convicted of an offence listed in schedule 3 of the Sexual Offences Act 2003,

[*or* acquitted of an offence listed in schedule 3 of the Sexual Offences Act 2003, by reason of the special defence set out in section 51A of the Criminal Procedure (Scotland) Act 1995,]

[*or* found by the court, in respect of an offence listed in schedule 3 of the Sexual Offences Act 2003, to be unfit for trial under section 53F of the Criminal Procedure (Scotland) Act 1995 and the court has determined that the person has done the act or made the omission constituting the offence,]

namely the offence(s) of (*specify*):

AND having held a hearing;

[*or* having given an opportunity to make written representations to the person against whom the order is to be made and to the prosecutor;]

AND being satisfied that it is necessary to do so, for the purpose of protecting the public, or any particular members of the public, from sexual harm from the person;

[*or* protecting children or vulnerable adults generally, or any particular children or vulnerable adults, from sexual harm from the person outside the United Kingdom;]

ORDERS that the person, (*specify name of person*), shall from the date of this order be prohibited from (*or* required to do) (*specify in numbered paragraphs the prohibitions or requirements imposed* ***and*** *the period which applies to each prohibition or requirement*).

[AND ORDERS that the person, (*specify name of person*), comply with the electronic monitoring requirement in respect of (*state the aspects of the disposal specified by the court*) under the Management of Offenders (Scotland) Act 2019 as set out in the attached Form 71.1.]

*Signed*

Clerk of Court