



HM Prison &  
Probation Service

# **Policy Framework - Notification and Review Procedures for Serious Further Offences**

Annex A Qualifying Offence List

**IN ADDITION TO THE SUBSTANTIVE OFFENCES BELOW, AIDING, ABETTING, COUNSELLING, PROCURING OR INCITING THE COMMISSION, OR CONSPIRING TO COMMIT, OR ATTEMPTING TO COMMIT ANY OF THE LISTED OFFENCES CONSTITUTES A SERIOUS FURTHER OFFENCE.**

\* Automatic SFO qualifying offences are in bold.

## VIOLENT SERIOUS FURTHER OFFENCES

Violent offences
<b>Murder</b>
<b>Attempt to commit murder or a conspiracy to commit murder</b>
<b>Manslaughter</b>
Kidnapping
False imprisonment
Offences against the Person Act 1861
<b>Soliciting murder (section 4)</b>
Attempting to choke, suffocate or strangle in order to commit or assist in committing an indictable offence (section 21)
Using chloroform etc. to commit or assist in the committing of any indictable offence (section 22)
Causing bodily injury by explosives (section 28)
Using explosives etc. with intent to do grievous bodily harm (section 29)
Placing explosives etc. with intent to do bodily injury (section 30)
Endangering the safety of railway passengers (section 32)
Explosive Substances Act 1883
Causing explosion likely to endanger life or property (section 2)
Attempt to cause explosion, or making or keeping explosive with intent to endanger life or property (section 3)

Making or possession of explosive under suspicious circumstances (section 4)
<b>Infant Life (Preservation) Act 1929</b>
Child destruction (section 1)
<b>Infanticide Act 1938</b>
<b>Infanticide (section 1)</b>
<b>Firearms Act 1968</b>
Possession of firearm with intent to endanger life (section 16)
Use of firearm to resist arrest (section 17(1))
Possession of firearm at time of committing or being arrested for offence specified in Schedule 1 to that Act (section 17(2))
Carrying a firearm with criminal intent (section 18)
<b>Theft Act 1968</b>
Robbery or assault with intent to rob (section 8(1)). <i>[NB. Only where a firearm/imitation firearm is used]</i>
Burglary with intent to - (i) inflict grievous bodily harm on a person, or (ii) do unlawful damage to a building or anything in it; (section 9)
Aggravated burglary (section 10)
<b>Aggravated vehicle-taking involving an accident which caused the death of any person (Section 12A)</b>
<b>Criminal Damage Act 1971</b>
Arson with intent to endanger life of another or being reckless as to whether the life of another would be thereby endangered. (section 1)
Destroying or damaging property other than arson (section 1(2)) <i>{NB - - there must be intention or recklessness as to the endangerment of life by the criminal damage}.</i>
<b>Taking of Hostages Act 1982</b>
Hostage-taking (section 1)
<b>Aviation Security Act 1982</b>
Hijacking (section 1)

Destroying, damaging or endangering safety of aircraft (section 2)
Other acts endangering or likely to endanger safety of aircraft (section 3)
<b>Criminal Justice Act 1988</b>
Torture (section 134)
<b>Road Traffic Act 1988</b>
<b>Causing death by dangerous driving (section 1)</b>
<b>Causing death by driving: disqualified drivers; (section 3ZC)</b>
<b>Causing death by careless driving when under influence of drink or drugs (section 3A)</b>
<b>Aviation and Maritime Security Act 1990</b>
Endangering safety at aerodromes (section 1)
Hijacking of ships (section 9)
Seizing or exercising control of fixed platforms (section 10)
Destroying fixed platforms or endangering their safety (section 11)
Other acts endangering or likely to endanger safe navigation (section 12)
Offences involving threats (section 13)
<b>Channel Tunnel (Security) Order 1994</b>
Offences relating to Channel Tunnel trains and the tunnel system (Part 2 (S.I. 1994/570))
<b>International Criminal Court Act 2001</b>
Genocide, crimes against humanity, war crimes and related offences), other than one involving murder (section 51 or 52)
<b>Female Genital Mutilation Act 2003</b>
Female genital mutilation (section 1)
Assisting a girl to mutilate her own genitalia (section 2)
Assisting a non-UK person to mutilate overseas a girl's genitalia (section 3)
<b>Domestic Violence, Crime and Victims Act 2004</b>
<b>Causing or allowing the death of a child or vulnerable adult, also called 'familial homicide' (Section</b>

5)
<b>Modern Slavery Act 2015</b>
Slavery, servitude and forced or compulsory labour (section 1)
Human trafficking (section 2)

## SEXUAL SERIOUS FURTHER OFFENCES

<b>Sexual Offences Act 1956</b>
<b>Rape (section 1)</b>
<b>Intercourse with girl under thirteen (section 5)</b>
<b>Incest by a man with a woman whom he knows to be his grand-daughter, daughter, sister or mother if under 13 (section 10)</b>
Abduction of woman by force or for the sake of her property (section 17)
Permitting girl under thirteen to use premises for intercourse (section 25)
<b>Theft Act 1968</b>
Burglary with intent to commit rape (section 9)
<b>Sexual Offences Act 2003</b>
<b>Rape or (section 1)</b>
<b>Assault by penetration (section 2)</b>
Causing a person to engage in sexual activity without consent (section 4) {Note: only where penetration is involved}
<b>Rape of a child under 13 (section 5)</b>
<b>Assault of a child under 13 by penetration (section 6)</b>
<b>Sexual assault of a child under 13 (section 7)</b>

<b>Causing or inciting a child under 13 to engage in sexual activity on indictment (section 8)</b>
Sexual activity with a child on indictment (section 9) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Causing or inciting a child to engage in sexual activity on indictment (section 10) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Arranging or facilitating commission of a child sex offence on indictment (section 14) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Sexual activity with a child family member if P aged 18 or over at time of offence on indictment (section 25) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Inciting a child family member to engage in sexual activity if P aged 18 or over at time of offence on indictment (section 26) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Sexual activity with a person with a mental disorder impeding choice on indictment (section 30)
Causing or inciting a person with a mental disorder impeding choice to engage in sexual activity on indictment (section 31)
Inducement, threat or deception to procure sexual activity with a person with a mental disorder on indictment (section 34)
Causing a person with a mental disorder to engage in or agree to engage in sexual activity by inducement, threat or deception on indictment (section 35)
Care workers: Sexual activity with a person with a mental disorder (Section 38) {note: only where penetration is involved}
Care workers: causing or inciting sexual activity (Section 39) {note: only where penetration is involved}
Paying for sexual services of a child under 16 on indictment (section 47) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Causing or inciting sexual exploitation of a child on indictment (section 48) <b>{qualifies for an automatic review if victim is aged under 13}</b>
Controlling a child in relation to sexual exploitation on indictment (section 49) <b>{qualifies for an automatic review if victim is aged under 13}</b>

Arranging or facilitating sexual exploitation of a child on indictment (section 50)  
**{qualifies for an automatic review if victim is aged under 13}**

Trafficking into the UK for sexual exploitation (section 57)

Trafficking within the UK for sexual exploitation (section 58)

Trafficking out of the UK for sexual exploitation (section 59)

### **Modern Slavery Act 2015**

Human trafficking (section 2, committed with a view to exploitation that consists of or includes behaviour within section 3(3) of that Act (sexual exploitation).

## TERRORISM SERIOUS FURTHER OFFENCES

Terrorism Act 2000
Membership of a proscribed organisation (section 11);
Inviting support for a proscribed organisation (section 12);
Weapons training (section 54);
Directing terrorist organisation (section 56);
Possession of article for terrorist purposes (section 57);
Collection of information likely to be of use to a terrorist (section 58);
Publishing information about members of the armed forces (section 58A);
Entering or remaining in a designated area (section 58B);
Inciting terrorism overseas (section 59).
Anti-terrorism, Crime and Security Act 2001
Use etc of nuclear weapons (section 47);
Assisting or inducing certain weapons-related acts overseas (section 50);
Use of noxious substance or thing to cause harm or intimidate (section 113).
Terrorism Act 2006
Encouragement of terrorism (section 1);
Dissemination of terrorist publications (section 2);
Preparation of terrorist acts (section 5);
Training for terrorism (section 6);
Attendance at a place used for terrorist training (section 8);
Making or possession of radioactive device or material (section 9);
Misuse of radioactive device or material for terrorist purposes etc (section 10);
Terrorist threats relating to radioactive devices etc (section 11).