

**Application for persons convicted of the offences of buggery and / or indecency between men for removal from the "sex offender register"
(Schedule 4, Sexual Offences Act 2003)**

This application form is only to be used by men who are subject to the notification requirements of Part 2 of the Sexual Offences Act 2003 because of a conviction, caution or finding for an offence of buggery and / or indecency between men and who believe that, because the victim or other party to the offence was aged 16 or over and consented to the activity, the notification requirement should be removed.

This form is in two parts. Part one relates to general information. Part two relates to the details of your conviction, caution or finding for offences of buggery and / or indecency between men. If you have committed more than one such offence then you will need to complete one copy of part two for each conviction, caution or finding you wish the Home Office to consider.

Please ensure that you have read the guidance on how to complete this form.

Part One

| | |
|--|--|
| 1. Your home address and personal details | |
| NAME: | <input style="width: 80%;" type="text"/> |
| ADDRESS: | <input style="width: 80%;" type="text"/> |
| POSTCODE: | <input style="width: 80%;" type="text"/> |
| DATE OF BIRTH: | <input style="width: 80%;" type="text"/> |
| TELEPHONE NO: | <input style="width: 80%;" type="text"/> |
| EMAIL ADDRESS: | <input style="width: 80%;" type="text"/> |

2. The offence(s) for which you received a conviction, caution or finding which requires you to comply with the notification requirements and which you wish to be reviewed.

The Home Office will only consider removing the notification requirements from people who have received convictions, cautions or findings for offences of buggery and / or indecency between men. You will be asked to provide details in the second part of this form. However, please also provide the following information:

2.1 This is an application for removal of the notification requirements in respect of (please tick as appropriate):

- a) conviction(s) for buggery (s.12 of the Sexual Offences Act 1956).
How many of such convictions do you have?:

- b) caution(s) for buggery (s.12 of the Sexual Offences Act 1956)
How many of such cautions do you have?:

- c) finding(s) for buggery (s.12 of the Sexual Offences Act 1956)
How many of such findings do you have?

- d) conviction(s) for indecency between men (s.13 of the Sexual

Offences Act 1956)

How many of such convictions do you have?:

e) caution(s) for indecency between men (s.13 of the Sexual Offences Act 1956)

How many of such cautions do you have?:

f) finding(s) for indecency between men (s.13 of the Sexual Offences Act 1956)

How many of such findings do you have?:

3. Additional Information:

Please confirm your agreement with the following statements:

I understand that any decision made under this procedure does not affect the notification requirements I may be obliged to comply with because of a conviction / caution / finding for another sexual offence

I will continue to comply with the notification requirements for the duration of my notification period or until such a time that I am informed by the Home Office of a decision that the requirements no longer apply

I understand and consent to the Home Office using and sharing such information I have provided with other departments and agencies so that they may verify that the information I have provided is correct and to assist them in making a decision on my application

4. Signature

I STATE THAT ALL INFORMATION I HAVE PROVIDED IN PART ONE AND PART TWO OF THIS APPLICATION FROM IS CORRECT AND REQUEST THAT THE HOME OFFICE CONSIDER MY APPLICATION UNDER SCHEDULE 4 OF THE SEXUAL OFFENCES ACT 2003.

Signed

Date

Part Two

This part of the form is where you must provide details of your conviction, caution or finding for buggery and / or indecency between men. You may have more than one conviction, caution or finding and would like to apply for a decision for each. In which case you will need to complete a copy of this part of the form for each conviction, caution or finding. Further copies are available (contact details are at the bottom of the form) or you may make copies.

5. Details about the conviction, caution or finding

Remember - you can only complete this part of the form in relation to ONE conviction, caution or finding.

5.1 Are you completing this copy of this application form in relation to an offence of: (please tick box):

- Buggery (s.12 of the Sexual Offences Act 1956)
- An attempt, conspiracy or incitement to commit a buggery offence
- Aiding, abetting, counselling or procuring the commission of a buggery offence
- Indecency between men (s.13 of the Sexual Offences Act 1956) (This offence is also known as "gross indecency")
- An attempt, conspiracy or incitement to commit an indecency between men offence
- Aiding, abetting, counselling or procuring the commission of an indecency between men offence

5.2 Were you convicted in a court for this offence, were you cautioned by a police officer, or was a finding made in a court? (please tick box)

- convicted in a court
- cautioned by a police officer after admitting the offence.
- found not guilty by reason of insanity or found to be under a disability and to have done the act charged

6. Your details at the time of the offence

In order to establish the facts around your conviction, caution or finding we may need to know your details at the time you committed the offence. Please complete this section even if you have provided the same details elsewhere on this application form.

NAME:

ADDRESS:

POSTCODE:

7. Your details at the time of conviction, caution or finding

We will also need your details at the time you were convicted, cautioned or received a finding for the offence. Again, you must complete this section even if you have provided the same details elsewhere on this application form.

NAME:

ADDRESS:

POSTCODE:

8. Date of the offence

8.1 Please provide the date on which the offence was committed:

9. Information about your conviction in a court

Only complete this section if, in answer to question 5.2 above, you indicated that you were convicted in a court.

9.1 What was the name of the court at which you were convicted? (if you do not know the name please indicate whether it was a magistrates' or crown court):

9.2 What was the address of the court? (if you do not know, please indicate the town / city in which it was located)

9.3 On which date were you convicted of the buggery / indecency between men offence? (if you do not know, please give an indication to the month and year)

9.4 Do you have the case number as used in the court? If you can provide this it may assist the Home Office in reaching a decision more quickly.

9.5 Sometimes people are sentenced in a different court to the one in which they were convicted. If this happened to you please tick this box:

9.6 Please provide any details you may have on this court, such as name, address and location:

9.7 What punishment / disposal did you receive in respect of this offence:

10. Information about your caution

Only complete this section if, in answer to question 5.2 above, you indicated that you were cautioned by a police officer.

10.1 What was the name and address of the police station at which you received the police caution? (if you do not know the answer to this question, please provide as much information as possible; such as the police area)

10.2 If you have a caution reference number, please provide this below:

11. Information about your finding

Only complete this section if, in answer to question 5.2 above, you indicated that you were found not guilty by reason of insanity or found to be under a disability and to have done the act charged.

11.1 What was the name of the court at which the finding was made? (if you do not know the name please indicate whether it was a magistrates' or crown court):

11.2 What was the address of the court? (if you do not know, please indicate the town / city in which it was located)

11.3 On which date was the finding made? (if you do not know, please give an indication to the month and year)

11.4 Do you have the case number as used in the court? If you can provide this it may assist

the Home Office in reaching a decision more quickly.

11.5 Were you (please tick box)

a) Found not guilty be reason of insanity:

b) Found to be under a disability and to have done the act charged:

11.6 If you were you admitted to a hospital (please tick as appropriate):

a) were you admitted with restrictions?

b) were you admitted without restrictions?

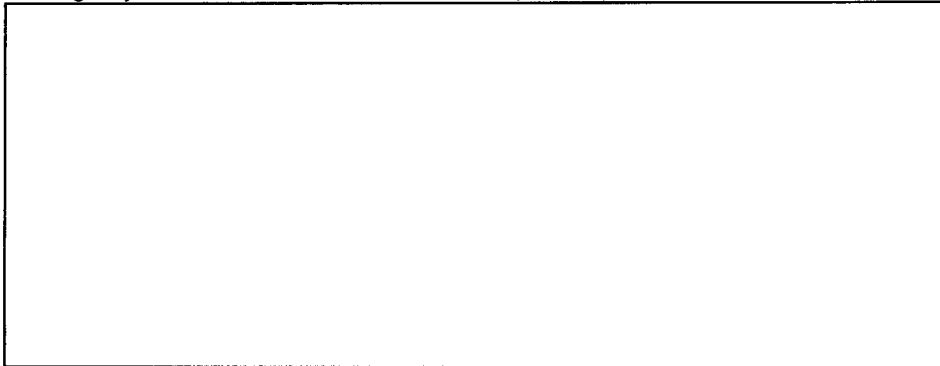
12. Representations about the nature of the offence.

The Home Office will only make a decision in an applicant's favour if it can be established that the other party (or parties) to the act of buggery or indecency between men a) was aged 16 or over at the time of the offence, and b) consented to the act. You may state in the box below (and continue on to a separate sheet if necessary) any information you consider relevant.

13. Administration

PLEASE REMEMBER THAT PART TWO OF THIS APPLICATION FORM CAN ONLY BE COMPLETED IN RELATION TO ONE CONVICTION, CAUTION OR FINDING. IF YOU WISH THE HOME OFFICE TO CONSIDER MORE THAN ONE CONVICTION, CAUTION OR FINDING THEN YOU MUST COMPLETE ONE COPY OF PART TWO OF THIS FORM FOR EACH CONVICTION, CAUTION OR FINDING.

Are you enclosing any attachments to this form? If so please provide details below:



Please return this form to: Schedule 4 Team, Criminal Law Policy Unit, HOME OFFICE, Room 310, 50 Queen Anne's Gate, London, SW1H 9AT. Telephone queries can be made to 020 7273 4670 or you can email Schedule4@homeoffice.gsi.gov.uk