

#### Question 4

- Instigation with violence of persons under age to prostitution or to participation in a pornographic performance.

204A. (1) Whosoever -(a) with violence, threats, coercion or force compels a person under age into prostitution or into participating in a pornographic performance, or (b) knowingly makes any gain or derives any benefit from the conduct referred to in paragraph (a), shall, on conviction, be liable to imprisonment for a term from six to twelve years

(2) The punishment for the offence in sub-article (1)(b) shall be increased by one or two degrees, with or without solitary confinement, if any one or more of the following circumstances results:(a) when the offender wilfully or recklessly endangered the life of the person under age;(b) when the offence involves violence or grievous bodily harm on such person;

(c) when the offence is committed with the involvement of a criminal organisation within the meaning of article 83A(1);

(d) when the offender abuses of a recognised position of trust, authority or influence over the person under age.

- Inducing persons under age to prostitution or to participation in a pornographic performance

204B. (1) Whosoever in order to gratify the lust of any other person engages, recruits or causes a person under age to practice prostitution, or to participate in pornographic performances, or profits from or otherwise exploits a person under age for such purposes, shall, on conviction, be liable to imprisonment for a term from five to ten years.

- Non-consensual act of a sexual nature

207. Whosoever shall be guilty of any non-consensual act of asexual nature which does not, in itself, constitute any of the crimes ,either completed or attempted, referred to in the preceding articles of this Sub-title, shall, on conviction, be liable to imprisonment for a term from three to seven years:

- Indecent photographs, films, etc., of persons under age

208A. (1) Any citizen or permanent resident of Malta whether in Malta or outside Malta, as well as any person in Malta, who makes or produces or permits to be made or produced any indecent material involving or showing persons under age or produces, distributes, disseminates, imports, exports, offers, sells, supplies, transmits, makes available, procures for

oneself or for another, or shows such indecent material shall, on conviction, be liable imprisonment for a term from twelve months to five years

- Meeting a child following sexual grooming

208AA. (1)Whosoever being a person aged eighteen (18) years or over who has met or communicated with a person under the age of sixteen (16) years on one or more occasions intentionally meets or by any means proposes to meet or arranges to meet the said person under the age of sixteen (16) years, who he does not reasonably believe to be over the age of sixteen (16) years, intending to do anything to or in respect of the said person under the age of sixteen (16) years during or after the said meeting which if done would involve the commission of any of the offences in articles 204, 204A to 204D, both included, or208A, shall be liable on conviction to the punishment of imprisonment not exceeding six (6) years.

(2) The punishment for the offence in sub-article (1) shall be increased by one degree, d) when the offender abuses of a recognised position of trust, authority or influence over the person under the age of sixteen (16) years