

Irish Criminal Justice (Female Genital Mutilation) Act 2012

2. (1) A person is guilty of an offence if the person does or attempts to do an act of female genital mutilation.

(2) A person is not guilty of an offence under subsection (1) if

(a) the act concerned is a surgical operation performed by a registered medical practitioner on the girl or woman concerned, which is necessary for the protection of her physical

or mental health,

(b) the act concerned is a surgical operation performed by a registered medical practitioner or a midwife, or a person undergoing training to be a midwife, on the girl or woman concerned when she is in any stage of labour, or has just given birth, for purposes connected with the labour or birth,

(c) the person is the girl or woman on whom the act of female genital mutilation is done, or

(d) the act concerned is done to a woman who is not less than 18 years of age and there is no resultant permanent bodily harm.

Criminal Law

Applicability of the principle of extraterritoriality

3. (1) A person is guilty of an offence if the person removes or attempts to remove a girl or woman from the State where one of the purposes for the removal is to have an act of female genital mutilation done to her.

4. (1) A person is guilty of an offence if the person does or attempts to do an act of female genital mutilation in a place other than the State, but only if it is done or attempted to be done—

(a) on board an Irish ship within the meaning of section 9 of the Mercantile Marine Act 1955,

(b) on an aircraft registered in the State, or

(c) by a person who is a citizen of Ireland or is ordinarily resident in the State, and would constitute an offence in the place in which it is done.

Types of FGM addressed

“any act the purpose of which, or the effect of which, is the excision, infibulation or other mutilation of the whole or any part of the labia majora, labia minora, prepuce of the clitoris, clitoris or vagina of a girl or woman” (1.)

Source

Houses of the Oireachtas (Irish Parliament and Senate),
<http://www.oireachtas.ie/documents/bills28/acts/2012/a1112.pdf>

Additional information

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