

THE HOUSE OF COMMONS OF CANADA

CHAMBRE DES COMMUNES DU CANADA

BILL C-15

An Act to amend the Criminal Code and the
Canada Evidence Act

Her Majesty, by and with the advice and
consent of the Senate and House of Com-
mons of Canada, enacts as follows:

R.S., c. C-34;
cc. 11, 44 (1st
Supp.); c. 2
(2nd Supp.);
1972, cc. 13,
17; 1973-74, cc.
17, 38, 50;
1974-75-76, cc.
19, 48, 66, 86,
93, 105, 108;
1976-77, cc. 35,
53; 1977-78, c.
36; 1978-79, c.
10; 1980-81-82-
83, cc. 43, 47,
54, 99, 110,
125, 161; 1984,
cc. 21, 40, 41;
1985, cc. 19,
26, 44, 50, 52

1980-81-82-83,
c. 125, s. 5

CRIMINAL CODE

1. The heading preceding section 140 and
sections 140 and 141 of the *Criminal Code*
are repealed and the following substituted
therefor:

“Sexual Offences

139. (1) Where an accused is charged
with an offence under section 140 or 141
or subsection 155(3) or 169(2) or is 10
charged with an offence under section
246.1, 246.2 or 246.3 in respect of a com-
plainant under the age of fourteen years, it
is not a defence that the complainant con-
sented to the activity that forms the 15
subject-matter of the charge.

Consent no
defence

Loi modifiant le Code criminel et la Loi sur
la preuve au Canada

PROJET DE LOI C-15

S.R., ch. C-34;
ch. 11, 44(1^{er}
suppl.); ch. 2,
(2<sup>de suppl.);
1972, ch. 13,
17; 1973-74, ch.
17, 38, 50;
1974-75-76, ch.
19, 48, 66, 86,
93, 105, 108;
1976-77, ch. 35,
53; 1977-78, ch.
36; 1978-79, ch.
10; 1980-81-82-
83, cc. 43, 47,
54, 99, 110,
125, 161; 1984,
ch. 21, 40, 41;
1985, ch. 19,
26, 44, 50, 52

1980-81-82-83,
ch. 125, art. 5</sup>

CODE CRIMINEL

1. L'intertitre qui précède l'article 140 et
les articles 140 et 141 du *Code criminel* sont
abrogés et remplacés par ce qui suit :

«Infractions d'ordre sexuel

139. (1) Lorsqu'une personne est accusée d'une infraction prévue aux articles 140 ou 141, aux paragraphes 155(3) ou 169(2) ou aux articles 246.1, 246.2 ou 10 246.3 à l'égard d'un plaignant âgé de moins de quatorze ans, ne constitue pas un moyen de défense le fait que le plaignant a consenti aux actes à l'origine de l'accusation.

Inadmissibilité
du consentement
du plaignant