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DRAFT SCOTTISH STATUTORY INSTRUMENTS

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**2021 No.**

**The Land Reform (Scotland) Act 2016 (Register of Persons Holding a Controlled Interest in Land) Regulations 2021**

**PART 4**

Miscellaneous

*Offences*

**Offence of giving false or misleading information**

- 20.**—(1) A person commits an offence if the person—
- (a) makes a materially false or misleading statement—
    - (i) in any of the documents listed in paragraph (4),
    - (ii) in a response to a request to verify the accuracy of any information in such a document, or
    - (iii) in a response to a request made by the Keeper under regulation 23(2) or (5), and
  - (b) knows, or is reckless as to whether, the statement is false or misleading.
- (2) A person commits an offence if the person—
- (a) intentionally fails to disclose material information—
    - (i) required in any of the documents listed in paragraph (4), or
    - (ii) in a response to a request made by the Keeper under regulation 23(2) or (5), or
  - (b) is reckless as to whether all material information is so disclosed.
- (3) A person who commits an offence under paragraph (1) or (2) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.
- (4) The documents are—
- (a) a notice to the Keeper under regulation 10 or 12,
  - (b) a notice to an associate under regulation 13,
  - (c) a notice to a recorded person under regulation 14,
  - (d) a security declaration,
  - (e) a notice revoking a security declaration,
  - (f) a response to a request of the Keeper under regulation 16(8),
  - (g) a notice to the Keeper under regulation 23(1) or (4).