



Magistrates' Courts Act 1980

1980 CHAPTER 43

PART IV

WITNESSES AND EVIDENCE

Offences

106 False written statements tendered in evidence.

[^{F1}(1) If any person in a written statement [^{F2}admitted] in evidence in criminal proceedings by virtue of [^{F2}section 5B] above wilfully makes a statement material in those proceedings which he knows to be false or does not believe to be true, he shall be liable on conviction on indictment to imprisonment for a term not exceeding 2 years or a fine or both.

(2) The ^{M1}Perjury Act 1911 shall have effect as if this section were contained in that Act.]

Textual Amendments

- F1** S. 106 repealed (18.6.2012 for specified purposes, 5.11.2012 for specified purposes, 28.5.201 for specified purposes) by [Criminal Justice Act 2003 \(c. 44\), s. 336\(3\)\(4\), Sch. 3 para. 51\(6\)\(c\)](#); [S.I. 2012/1320, art. 4\(1\)\(c\)\(2\)\(3\)](#) (with [art. 5](#)) (see [S.I. 2012/2574, art. 4\(2\)](#) and [S.I. 2013/1103, art. 4](#)); [S.I. 2012/2574, art. 2\(2\)\(3\)\(c\)](#), [Sch.](#) (with [arts. 3, 4](#)) (as amended (4.11.2012) by [S.I. 2012/2761, art. 2](#)) (with [S.I. 2013/1103, art. 4](#)); [S.I. 2013/1103, art. 2\(1\)\(c\)\(2\)\(3\)](#) (with [arts. 3, 4](#))
- F2** Words in s. 106(1) substituted (4.7.1996 with effect as mentioned in [Sch. 1 Pt. III para. 39](#) of the substituting Act) by [1996 c. 25, s. 47, Sch. 1 Pt. I para.12](#) (with [s. 78\(1\)](#)); [S.I. 1997/683, art. 1\(2\)](#)

Modifications etc. (not altering text)

- C1** S. 106 extended (4.7.1996) by [1972 c. 71, s. 46\(1A\)](#) (as inserted (4.7.1996 with effect as mentioned in [Sch. 1 Pt. III para. 39](#) of the inserting Act) by [1996 c. 25, s. 47, Sch. 1 Pt. II para. 22\(3\)](#) (with [s. 78\(1\)](#)); [S.I. 1997/683, art. 1\(2\)](#)

Status: Point in time view as at 18/09/2012.

Changes to legislation: Magistrates' Courts Act 1980, Cross Heading: Offences is up to date with all changes known to be in force on or before 22 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Marginal Citations

M1 1911 c. 6.

107 False statements in declaration proving service, etc.

If, in any solemn declaration, certificate or other writing made or given for the purpose of its being used in pursuance of [^{F3}rules of court] as evidence of the service of any document or the handwriting or seal of any person, a person makes a statement that he knows to be false in a material particular, or recklessly makes any statement that is false in a material particular, he shall be liable on summary conviction to imprisonment for a term not exceeding 6 months or a fine not exceeding [^{F4}level 3 on the standard scale] or both.

Textual Amendments

- F3** Words in s. 107 substituted (1.9.2004) by Courts Act 2003 (c. 39), ss. 109(1), 110, **Sch. 8 para. 233**; S.I. 2004/2066, **art. 2(c)(xi)** (subject to art. 3)
- F4** Words substituted by virtue of Criminal Justice Act 1982 (c. 48, SIF 39:1), **ss. 38, 46**

Status:

Point in time view as at 18/09/2012.

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