



Roads (Scotland) Act 1984

1984 CHAPTER 54

PART III

NEW ROADS

- [^{F1}22A(1) Any person who, for the purpose of procuring a particular decision in relation to a project to which section 20C applies—
- (a) knowingly or recklessly makes a statement which is false or misleading in a material particular,
 - (b) with intent to deceive, uses any document which is false or misleading in a material particular, or
 - (c) with intent to deceive, withholds any material information, commits an offence.
- (2) A person who commits an offence under subsection (1) is liable—
- (a) on summary conviction, to a fine not exceeding the statutory maximum, or
 - (b) on conviction on indictment, to a fine.
- (3) No act or omission done or suffered by or on behalf of the Crown constitutes an offence under this section.
- (4) The Court of Session may, on the application of the Scottish Ministers, the chief constable or any other public body or office-holder having responsibility for enforcing the provision declare unlawful any act or omission of the Crown which would but for subsection (3) have constituted an offence under this section.
- (5) Despite subsection (3), this section applies to a person in the public service of the Crown as it applies to other persons.]

Textual Amendments

- F1** Ss. 22A, 22B inserted (16.5.2017) by [The Roads \(Scotland\) Act 1984 \(Environmental Impact Assessment\) Regulations 2017 \(S.S.I. 2017/137\)](#), regs. 1, 6

Changes to legislation: Roads (Scotland) Act 1984, Section 22A is up to date with all changes known to be in force on or before 05 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) View outstanding changes

Modifications etc. (not altering text)

- C1** [S. 22B](#) power to amend or repeal conferred (26.12.2023) by [Levelling-up and Regeneration Act 2023](#) (c. 55), ss. 164(3), 255(5), **Sch. 14 Pt. 2** (with s. 247)

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 152(3)(3ZA) substituted for s. 152(3) by [2019 asp 17 s. 124\(2\)](#)