



Goods Vehicles (Licensing of Operators) Act 1995

1995 CHAPTER 23

Forgery, false statements, etc.

38 Forgery of documents, etc.

- (1) A person is guilty of an offence if, with intent to deceive, he—
 - (a) forges, alters or uses a document or other thing to which this section applies;
 - (b) lends to, or allows to be used by, any other person a document or other thing to which this section applies; or
 - (c) makes or has in his possession any document or other thing so closely resembling a document or other thing to which this section applies as to be calculated to deceive.
- (2) This section applies to the following documents and other things, namely—
 - (a) any operator's licence;
 - (b) any document, plate, mark or other thing by which, in pursuance of regulations, a vehicle is to be identified as being authorised to be used, or as being used, under an operator's licence;
 - (c) any document evidencing the authorisation of any person for the purposes of sections 40 and 41;
 - (d) any certificate of qualification under section 49; and
 - (e) any certificate or diploma such as is mentioned in paragraph 13(1) [^{F1}or (1A)] of Schedule 3.
- (3) A person guilty of an offence under subsection (1) is liable—
 - (a) on summary conviction, to a fine not exceeding the statutory maximum;
 - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine or to both.
- (4) In the application of subsection (1) to England and Wales, “forges” means makes a false document or other thing in order that it may be used as genuine.

Changes to legislation: Goods Vehicles (Licensing of Operators) Act 1995, Section 38 is up to date with all changes known to be in force on or before 26 July 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](#)

Textual Amendments

- F1** Words in s. 38(2)(e) inserted (4.12.2011) by [The Road Transport Operator Regulations 2011 \(S.I. 2011/2632\)](#), reg. 1(1), **Sch. 2 para. 12** (with Sch. 3 Pt. 2)

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Changes and effects yet to be applied to :

- s. 38(2)(c) inserted by [1995 c. 23 Sch. 5 para. 5\(1\)](#)

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. 5(6)(6A) substituted for s. 5(6) by [2000 c. 38 s. 263](#)