

Status: Point in time view as at 01/08/2012.

Changes to legislation: Data Protection Act 1998, Cross Heading: Self-incrimination is up to date with all changes known to be in force on or before 13 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)

SCHEDULES

SCHEDULE 7

MISCELLANEOUS EXEMPTIONS

Self-incrimination

- 11 (1) A person need not comply with any request or order under section 7 to the extent that compliance would, by revealing evidence of the commission of any offence [^{F1}, other than an offence under this Act or an offence within sub-paragraph (1A),] expose him to proceedings for that offence.

[^{F2}(1A) The offences mentioned in sub-paragraph (1) are—

- (a) an offence under section 5 of the Perjury Act 1911 (false statements made otherwise than on oath),
- (b) an offence under section 44(2) of the Criminal Law (Consolidation) (Scotland) Act 1995 (false statements made otherwise than on oath), or
- (c) an offence under Article 10 of the Perjury (Northern Ireland) Order 1979 (false statutory declarations and other false unsworn statements).]

- (2) Information disclosed by any person in compliance with any request or order under section 7 shall not be admissible against him in proceedings for an offence under this Act.

Textual Amendments

- F1** Words in Sch. 7 para. 11(1) substituted (6.4.2010) by Coroners and Justice Act 2009 (c. 25), ss. 175, 182, Sch. 20 para. 12(2) (with s. 180); S.I. 2010/816, art. 2, Sch. para. 19
- F2** Sch. 7 para. 11(1A) inserted (6.4.2010) by Coroners and Justice Act 2009 (c. 25), ss. 175, 182, Sch. 20 para. 12(3) (with s. 180); S.I. 2010/816, art. 2, Sch. para. 19

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