

Status: Point in time view as at 06/04/2010.

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 07 May 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 9

POWERS OF ENTRY AND INSPECTION

Modifications etc. (not altering text)

- C1** Sch. 9 applied (with modifications) (1.3.2000) by S.I. 1999/2093, reg. 34, **Sch. 3 para. 5(3)**
- C1** Sch. 9 extended (with modifications) (11.12.2003) by The Privacy and Electronic Communications (EC Directive) Regulations 2003 (S.I. 2003/2426), **reg. 31**, Sch. 1 (with regs. 4, 15(3), 28, 29)

[^{F1}Self-incrimination

Textual Amendments

- F1** Sch. 9 para. 16 and cross-heading inserted (6.4.2010) by Coroners and Justice Act 2009 (c. 25), ss. 175, 182, **Sch. 20 para. 14(7)** (with s. 180); S.I. 2010/816, **art. 2**, Sch. para. 19

- 16 An explanation given, or information provided, by a person in response to a requirement under paragraph (e) or (f) of paragraph 1(3) may only be used in evidence against that person—
- (a) on a prosecution for an offence under—
 - (i) paragraph 12,
 - (ii) section 5 of the Perjury Act 1911 (false statements made otherwise than on oath),
 - (iii) section 44(2) of the Criminal Law (Consolidation) (Scotland) Act 1995 (false statements made otherwise than on oath), or
 - (iv) Article 10 of the Perjury (Northern Ireland) Order 1979 (false statutory declarations and other false unsworn statements), or
 - (b) on a prosecution for any other offence where—
 - (i) in giving evidence that person makes a statement inconsistent with that explanation or information, and
 - (ii) evidence relating to that explanation or information is adduced, or a question relating to it is asked, by that person or on that person's behalf.]

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