



Proceeds of Crime Act 2002

2002 CHAPTER 29

PART 8 **U.K.**

INVESTIGATIONS

CHAPTER 3 **S**

SCOTLAND

Disclosure orders

393 **Offences** **S**

- (1) A person commits an offence if without reasonable excuse he fails to comply with a requirement imposed on him under a disclosure order.
- (2) A person guilty of an offence under subsection (1) is liable on summary conviction to—
 - (a) imprisonment for a term not exceeding six months,
 - (b) a fine not exceeding level 5 on the standard scale, or
 - (c) both.
- (3) A person commits an offence if, in purported compliance with a requirement imposed on him under a disclosure order, he—
 - (a) makes a statement which he knows to be false or misleading in a material particular, or
 - (b) recklessly makes a statement which is false or misleading in a material particular.
- (4) A person guilty of an offence under subsection (3) is liable—
 - (a) on summary conviction, to imprisonment for a term not exceeding six months or to a fine not exceeding the statutory maximum or to both, or

Status: Point in time view as at 28/06/2021.

Changes to legislation: Proceeds of Crime Act 2002, Section 393 is up to date with all changes known to be in force on or before 16 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)

- (b) on conviction on indictment, to imprisonment for a term not exceeding two years or to a fine or to both.

Modifications etc. (not altering text)

- C1** S. 393 applied (1.4.2003) by [The Proceeds of Crime Act 2002 \(Investigations in different parts of the United Kingdom\) Order 2003 \(S.I. 2003/425\)](#), arts. 1, **8(6)-(8)**, 18(6)(7), 27(2)(6)(7), 28(2)(7) (as amended (1.4.2008) by [S.I. 2008/298](#), arts. 1(1), **2(9)**(10))
- C2** S. 393 excluded (1.4.2003) by [The Proceeds of Crime Act 2002 \(Investigations in different parts of the United Kingdom\) Order 2003 \(S.I. 2003/425\)](#), arts. 1, **8(1)(2)**, 18(2)

Commencement Information

- II** S. 393 in force at 24.2.2003 by [S.I. 2003/120](#), art. 2, **Sch.** (with arts. 3, 4) (as amended (20.2.2003) by [S.I. 2003/333](#), art. 14)

Status:

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