



# Serious Organised Crime and Police Act 2005

## 2005 CHAPTER 15

### PART 2

#### INVESTIGATIONS, PROSECUTIONS, PROCEEDINGS AND PROCEEDS OF CRIME

### CHAPTER 4

#### PROTECTION OF WITNESSES AND OTHER PERSONS

#### **90 Protection from liability**

- (1) This section applies if—
  - (a) arrangements are made for the protection of a person under section 82(1), and
  - (b) the protected person assumes a new identity in pursuance of the arrangements.
- (2) No proceedings (whether civil or criminal) may be brought against a person to whom this section applies in respect of the making by him of a false or misleading representation if the representation—
  - (a) relates to the protected person, and
  - (b) is made solely for the purpose of ensuring that the arrangements made for him to assume a new identity are, or continue to be, effective.
- (3) The persons to whom this section applies are—
  - (a) the protected person;
  - (b) a person who is associated with the protected person;
  - (c) a protection provider;
  - (d) a person involved in the making of arrangements under section 82(1) or in the implementation, variation or cancellation of such arrangements.

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**Status:** Point in time view as at 01/04/2006.

**Changes to legislation:** Serious Organised Crime and Police Act 2005, Section 90 is up to date with all changes known to be in force on or before 25 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)

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#### **Commencement Information**

- I1** S. 90 in force at 1.4.2006 except to the extent that it extends to S. by S.I. 2005/1521, **art. 5(1)**
- I2** S. 90 in force at 1.4.2006 for S. by S.S.I. 2006/166, **art. 2(1)(b)**

**Status:**

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