



Employment Agencies Act 1973

1973 CHAPTER 35

Supplementary provisions

[^{F1}11A Offences: extension of time limit.

- (1) For the purposes of subsection (2) of this section a relevant offence is an offence under section ^{F2} ... 9(4)(b) or 10(2) of this Act for which proceedings are instituted by the Secretary of State.
- (2) Notwithstanding section 127(1) of the ^{M1} Magistrates' Courts Act 1980 (information to be laid within 6 months of offence) an information relating to a relevant offence which is triable by a magistrates' court in England and Wales may be so tried if it is laid at any time—
 - (a) within 3 years after the date of the commission of the offence, and
 - (b) within 6 months after the date on which evidence sufficient in the opinion of the Secretary of State to justify the proceedings came to his knowledge.
- (3) Notwithstanding section 136 of the ^{M2} Criminal Procedure (Scotland) Act 1995 (time limit for prosecuting certain statutory offences) in Scotland proceedings in respect of an offence under section ^{F3} ... 9(4)(b) or 10(2) of this Act may be commenced at any time—
 - (a) within 3 years after the date of the commission of the offence, and
 - (b) within 6 months after the date on which evidence sufficient in the opinion of the Lord Advocate to justify the proceedings came to his knowledge.
- (4) For the purposes of this section a certificate of the Secretary of State or Lord Advocate (as the case may be) as to the date on which evidence came to his knowledge is conclusive evidence.]

Textual Amendments

- F1** S. 11A inserted (25.10.1999) by [1999 c. 26, s. 31, Sch. 7 paras. 1, 5](#); S.I. 1999/2830, art. 2, [Sch. 1 Pt. 1](#)
- F2** Words in s. 11A(1) repealed (6.4.2009) by [Employment Act 2008 \(c. 24\), s. 22\(1\)\(e\), Sch. Pt. 5](#)
- F3** Words in s. 11A(3) repealed (6.4.2009) by [Employment Act 2008 \(c. 24\), s. 22\(1\)\(e\), Sch. Pt. 5](#)

Changes to legislation: Employment Agencies Act 1973, Section 11A is up to date with all changes known to be in force on or before 20 March 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](#)

Marginal Citations

M1 1980 c. 43.

M2 1995 c. 46.

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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. 9(4)(a)(iv) words repealed by [1999 c. 26 Sch. 7 para. 4\(6\)](#)[Sch. 9\(8\)](#)