



# 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

#### **92 Transitional provision: supplemental**

- (1) In this section—
  - (a) “the arrangements” are arrangements which are treated as having been made by a protection provider by virtue of section 91(2), and
  - (b) “the relevant date” is the date of the record made by the protection provider, in relation to the arrangements, in pursuance of section 91(7).
- (2) A person does not commit an offence under section 86(1) by disclosing information relating to the arrangements unless the information is disclosed on or after the relevant date.
- (3) But it is immaterial whether the information relates to something done in connection with the arrangements before or on or after the relevant date.
- (4) A person does not commit an offence under section 88(1) or (2) by disclosing information relating to a person who assumed a new identity in pursuance of the arrangements unless the information is disclosed on or after the relevant date.
- (5) But it is immaterial whether the person assumed a new identity before or on or after the relevant date.

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*Status: This is the original version (as it was originally enacted).*

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- (6) Section 90 applies in relation to a false or misleading representation relating to a person who assumed a new identity in pursuance of the arrangements only if the false or misleading representation is made on or after the relevant date.
- (7) But it is immaterial whether the person assumed a new identity before or on or after the relevant date.