



# 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

#### 93 Provision of information

- (1) This section applies if—
  - (a) a protection provider makes arrangements under section 82(1), [F1or]
  - (b) [F1a protection provider determines under section 91(5) that it is appropriate to treat arrangements to which that section applies as having been made under section 82(1).]
- (2) The protection provider must inform the person to whom the arrangements relate of the provisions of this Chapter as they apply in relation to the arrangements.
- (3) If the protection provider considers that the person would be unable to understand the information, by reason of his age or of any incapacity, the information must instead be given to a person who appears to the protection provider—
  - (a) to be interested in the welfare of the person to whom the arrangements relate, and
  - (b) to be the appropriate person to whom to give the information.
- (4) If arrangements are made jointly under section 82(1) (by virtue of section 83), the protection providers involved in the arrangements must nominate one of those protection providers to perform the duties imposed by this section.

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**Changes to legislation:** Serious Organised Crime and Police Act 2005, Section 93 is up to date with all changes known to be in force on or before 24 January 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

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#### Textual Amendments

- F1** S. 93(1)(b) and preceding word repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(4\)](#), [185\(1\)](#) (with s. 178(7)); S.I. 2014/949, art. 3, Sch. para. 18
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#### Commencement Information

- I1** S. 93 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. 93 in force at 1.4.2006 for S. by S.S.I. 2006/166, [art. 2\(1\)\(b\)](#)

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**Commencement Orders yet to be applied to the Serious Organised Crime and Police Act 2005**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2006/2182 art. 3](#) amendment to earlier commencing SI 2006/1871