



# Criminal Justice Act 1925

1925 CHAPTER 86 15 and 16 Geo 5

## PART III

### AMENDMENTS AS TO OFFENCES

35 ..... <sup>F1</sup>

#### Textual Amendments

**F1** S. 35 repealed by [Forgery and Counterfeiting Act 1981 \(c. 45, SIF 39:7\)](#), s. 30, [Sch. 1 Pt. I](#)

36 **Forgery of passport.**

(1) [<sup>F2</sup>The forgery of any passport, or] the making by any person of a statement which is to his knowledge untrue for the purpose of procuring a passport, whether for himself or any other person, shall be a misdemeanour punishable with imprisonment not exceeding two years or a fine not exceeding one hundred pounds or both such imprisonment and fine.

(2) ..... <sup>F3</sup>

#### Textual Amendments

**F2** Words repealed (E.W.N.I.) by [Forgery and Counterfeiting Act 1981 \(c. 45, SIF 39:7\)](#), s. 30, [Sch. 1 Pt. I](#)

**F3** S. 36(2) repealed by [Forgery and Counterfeiting Act 1981 \(c. 45, SIF 39:7\)](#), s. 30, [Sch. 1 Pt. I](#)

#### Modifications etc. (not altering text)

**C1** S. 36 amended as to mode of trial by [Magistrates' Courts Act 1980 \(c. 43, SIF 82\)](#), [Sch. 1 para. 19](#)

**C2** S. 36 amended by [Criminal Justice Act 1967 \(c. 80\)](#), [s. 92\(8\)](#)

*Changes to legislation: There are currently no known outstanding effects for the Criminal Justice Act 1925, Part III. (See end of Document for details)*

### 37 **Unlawful possession of pension documents.**

- (1) If any person receives, detains or has in his possession any document to which this section applies as a pledge or a security for a debt or with a view to obtaining payment from the person entitled thereto of a debt due either to himself or to any other person, he shall be liable, on summary conviction, to a fine not exceeding [<sup>F4</sup>level 3 on the standard scale], or to imprisonment for a term not exceeding six months, or to both such fine and imprisonment.
- (2) This section applies to certificates or official documents evidencing or issued in connection with the right of persons to pensions or allowances payable out of any grant which may be made out of the Consolidated Fund of the United Kingdom in pursuance of any Act for civil non-effective services.

#### Textual Amendments

**F4** Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 82\)](#), **ss. 38, 46**

### 38 ..... <sup>F5</sup>

#### Textual Amendments

**F5** [S. 38](#) repealed by [Forgery and Counterfeiting Act 1981 \(c. 45, SIF 39:7\)](#), s. 30, **Sch. 1 Pt. I**

### 39 ..... <sup>F6</sup>

#### Textual Amendments

**F6** [S. 39](#) repealed by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), s. 170, **Sch. 8 para. 16, Sch. 16**

### 40 ..... <sup>F7</sup>

#### Textual Amendments

**F7** [S. 40](#) repealed by [Road Traffic Act 1930 \(c. 43\)](#), **Sch. 5**

### 41 **Prohibition on taking photographs, &c., in court.**

- (1) No person shall—
- (a) take or attempt to take in any court any photograph, or with a view to publication make or attempt to make in any court any portrait or sketch, of any person, being a judge of the court or a juror or a witness in or a party to any proceedings before the court, whether civil or criminal; or
  - (b) publish any photograph, portrait or sketch taken or made in contravention of the foregoing provisions of this section or any reproduction thereof;

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and if any person acts in contravention of this section he shall, on summary conviction, be liable in respect of each offence to a fine not exceeding fifty pounds.

[<sup>F8</sup>(1ZA) Subsection (1) does not apply to anything done in accordance with a direction under section 85A of the Courts Act 2003 (remote observation and recording of court and tribunal proceedings).]

[<sup>F9</sup>(1A) See section 32 of the Crime and Courts Act 2013 for power to provide for [<sup>F10</sup>further] exceptions.]

(2) For the purposes of this section—

- [<sup>F11</sup>(a) the expression “court” means any court of justice (including the court of a coroner), apart from the Supreme Court;]
- (b) the expression “Judge” includes . . . <sup>F12</sup>, registrar, magistrate, justice and coroner;
- (c) a photograph, portrait or sketch shall be deemed to be a photograph, portrait or sketch taken or made in court if it is taken or made in the court-room or in the building or in the precincts of the building in which the court is held, or if it is a photograph, portrait or sketch taken or made of the person while he is entering or leaving the court-room or any such building or precincts as aforesaid.

#### Textual Amendments

- F8** S. 41(1ZA) inserted (28.4.2022) by [Police, Crime, Sentencing and Courts Act 2022](#) (c. 32), **ss. 198(2)(a), 208(4)(aa)**
- F9** S. 41(1A) inserted (15.7.2013) by [Crime and Courts Act 2013](#) (c. 22), **ss. 32(7), 61(3)**; S.I. 2013/1725, art. 2(f)
- F10** Word in s. 41(1A) inserted (28.4.2022) by [Police, Crime, Sentencing and Courts Act 2022](#) (c. 32), **ss. 198(2)(b), 208(4)(aa)**
- F11** S. 41(2)(a) substituted (1.10.2009) by [Constitutional Reform Act 2005](#) (c. 4), **ss. 47(1), 148(1)**; S.I. 2009/1604, art. 2(b)
- F12** Word repealed by [Courts Act 1971](#) (c. 23), **Sch. 11 Pt. IV**

#### Modifications etc. (not altering text)

- C3** S. 41 excluded (30.10.2013) by [The Court of Appeal \(Recording and Broadcasting\) Order 2013](#) (S.I. 2013/2786), arts. 1, 4
- C4** S. 41 excluded (27.5.2016) by [The Crown Court \(Recording\) Order 2016](#) (S.I. 2016/612), arts. 1, 4 (with art. 3)
- C5** S. 41 excluded (20.6.2020) by [The Crown Court \(Recording and Broadcasting\) Order 2020](#) (S.I. 2020/637), arts. 1, 4 (with art. 3)
- C6** S. 41 excluded (temp.) (24.7.2020) by [The Competition Appeal Tribunal \(Coronavirus\) \(Recording and Broadcasting\) Order 2020](#) (S.I. 2020/801), arts. 1, 4-8 (with art. 9)
- C7** S. 41 excluded (11.2.2022) by [The Competition Appeal Tribunal \(Recording and Broadcasting\) Order 2022](#) (S.I. 2022/156), arts. 1, 4-9
- C8** S. 41 excluded (24.10.2023) by [The Courts \(Prescribed Recordings\) Order 2023](#) (S.I. 2023/1124), arts. 1, 4 (with art. 3)

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**Changes to legislation:** There are currently no known outstanding effects for the Criminal Justice Act 1925, Part III. (See end of Document for details)

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**Textual Amendments**

**F13** [S. 42](#) repealed by [Statute Law Revision Act 1950 \(c. 6\)](#), **Sch. 1**

**43**

..... **F14**

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**Textual Amendments**

**F14** [S. 43](#) repealed by [Theatre's Act 1968 \(c. 54\)](#), **Sch. 3**

**Changes to legislation:**

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