



# Fire (Scotland) Act 2005

## 2005 asp 5

### PART 2

#### FIRE AND RESCUE SERVICES

### CHAPTER 5

#### POWERS OF EMPLOYEES AND CONSTABLES

##### *Use of information*

### **32 Use of commercially sensitive information**

- (1) If, without reasonable excuse, a person—
  - (a) makes use of; or
  - (b) discloses,any commercially sensitive information obtained by the person while on premises entered in exercise of a power conferred by virtue of section 25, 26, 27 or 29, the person shall be guilty of an offence.
- (2) In subsection (1) “commercially sensitive information” means information with regard to any—
  - (a) manufacturing process; or
  - (b) trade secret.
- (3) A person guilty of an offence under subsection (1) shall be liable on summary conviction to a fine not exceeding level 4 on the standard scale or to imprisonment for a term not exceeding 3 months.