



Fire (Scotland) Act 2005

2005 asp 5

PART 2

FIRE AND RESCUE SERVICES

CHAPTER 7

ASSAULTING OR IMPEDING EMPLOYEES AND OTHERS

39 Assaulting or impeding employees discharging certain functions

- (1) A person who assaults, obstructs or hinders another person who is—
 - (a) an employee of a relevant authority; and
 - (b) discharging any of the functions conferred on the authority under section 8, 17 or 61,commits an offence.
- (2) A person who assaults, obstructs or hinders another person who is providing assistance to a relevant authority under arrangements made by virtue of section 35 for the purpose of the carrying out by that authority of any of the functions conferred on it by virtue of section 8 or 61 commits an offence.
- (3) A person who assaults, obstructs or hinders another person who is by virtue of section 36 carrying out a function conferred on a relevant authority by virtue of section 8 or 61 commits an offence.
- (4) A person guilty of an offence under this section shall be liable on summary conviction to imprisonment for a period not exceeding [^{F1}12]^{F1} months or to a fine not exceeding level 4 on the standard scale [^{F2}or to both]^{F2}.

Textual Amendments

- F1** Word in s. 39(4) substituted (10.12.2007) by [Criminal Proceedings etc. \(Reform\) \(Scotland\) Act 2007 \(asp 6\)](#), ss. [44\(5\)\(a\)](#), [84](#) (with s. [44\(6\)](#)); S.S.I. 2007/479, [art. 3](#), Sch.

Status: Point in time view as at 10/12/2007. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Fire (Scotland) Act 2005, Section 39. (See end of Document for details)

F2 Words in s. 39(4) added (10.12.2007) by Criminal Proceedings etc. (Reform) (Scotland) Act 2007 (asp 6), ss. 44(5)(b), 84 (with s. 44(6)); S.S.I. 2007/479, art. 3, Sch.

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