



Social Security (Scotland) Act 2018

2018 asp 9

PART 2

GIVING OF ASSISTANCE BY SCOTTISH MINISTERS

CHAPTER 6

[^{F1}OFFENCES]

F1 ...

71 Offence of trying to obtain assistance by deceit

- (1) A person commits an offence if—
 - (a) the person provides, or causes another person to provide, information which is false or misleading, and
 - (b) the person does so with the intention of causing an individual to be given assistance under section 24 which would not otherwise be given.
- (2) For the purpose of subsection (1), providing information includes making a statement.
- (3) A person who commits an offence under subsection (1) is liable—
 - (a) on summary conviction, to—
 - (i) imprisonment for a term not exceeding 12 months,
 - (ii) a fine not exceeding the statutory maximum, or
 - (iii) both,
 - (b) on conviction on indictment, to—
 - (i) imprisonment for a term not exceeding 5 years,
 - (ii) a fine, or
 - (iii) both.

Changes to legislation: *Social Security (Scotland) Act 2018, Section 71 is up to date with all changes known to be in force on or before 21 March 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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Commencement Information

- II** S. 71 in force at 22.10.2018 by [S.S.I. 2018/298](#), [reg. 2\(1\)\(I\)](#) (with [reg. 3](#)) (as amended (10.12.2019) by [S.S.I. 2019/406](#), regs. 1, [2\(2\)](#))

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 81(4C) inserted by [2021 asp 20 s. 2\(a\)](#)
- s. 85D inserted by [2020 asp 18 s. 2\(6\)](#)