

Status: Point in time view as at 01/04/2019.

Changes to legislation: There are currently no known outstanding effects for the Houses in Multiple Occupation Act (Northern Ireland) 2016, Section 49. (See end of Document for details)



2016 CHAPTER 22

PART 4

Standards of housing

CHAPTER 1

Overcrowding

Overcrowding notices

Information notice: supplementary provisions

49.—(1) A person commits an offence if the person—

- (a) refuses or fails to provide information as required by an information notice, and
- (b) does not have a reasonable excuse for that refusal or failure.

(2) A person commits an offence if—

- (a) the person provides information in response to an information notice,
- (b) the information is false or misleading in a material particular, and
- (c) the person knows that it is, or is reckless as to whether it is, false or misleading.

(3) A person guilty of an offence under subsection (1) or (2) is liable on summary conviction to a fine not exceeding level 2 on the standard scale.

(4) Information provided by a person in response to an information notice may be used in criminal proceedings as evidence against the person only where subsection (5) or (6) applies.

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(5) This subsection applies where the person is being prosecuted for an offence under Article 7 or 10 of the Perjury (Northern Ireland) Order 1979 (false statutory declarations and other false unsworn statements).

(6) This subsection applies where the person is being prosecuted for any other offence and—

- (a) in giving evidence the person makes a statement inconsistent with the information provided in response to the notice, and
- (b) evidence relating to that information is adduced, or a question about it is asked, by or on behalf of the person.

Commencement Information

II S. 49 in operation at 1.4.2019 by S.R. 2019/39, **art. 2** (with **art. 3**)

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