Registration of Births, Deaths and Marriages (Scotland) Act 1965

1965 CHAPTER 49

PART V S

GENERAL

Miscellaneous

53 Offences. S

(1) If any person commits any of the following offences, that is to say—

(a) if he knowingly gives to a district registrar **[**[F1]or the Registrar General**]** information which is false in a material particular;

(b) if he falsifies or forges any extract, certificate or declaration issued or made, or purporting to be issued or made, under this Act; or

(c) if he knowingly uses, or gives or sends to any person, as genuine any false or forged extract, certificate or declaration issued or made, or purporting to be issued or made, under this Act,

he shall be liable

(i) on conviction on indictment, to a fine or to imprisonment for a term not exceeding 2 years or to both;

(ii) on summary conviction, to a fine not exceeding £100 or to imprisonment for a term not exceeding 3 months or to both.

(2) If any person commits any of the following offences, that is to say—

(a) if he wilfully or negligently destroys, obliterates, erases or injures any entry in any register kept under this Act, or causes or permits the register or any part thereof to be destroyed, obliterated, erased or injured; or

(b) if he knowingly gives to a district registrar, for the purpose of registration in a register, particulars of a birth or of a death which have already been registered in that or any other register,

Changes to legislation: *There are currently no known outstanding effects for the Registration of Births, Deaths and Marriages (Scotland) Act 1965, Section 53. (See end of Document for details)*

he shall be liable on summary conviction to a fine not exceeding **[**[F2]level 3 on the standard scale**]**.

(3) If any person commits any of the following offences, that is to say—

(a) if being required by or under this Act to give information concerning any birth or death or any dead body, he wilfully refuses to answer any question put to him by a district registrar relating to the particulars required to be registered concerning the birth or death, or save as provided in this Act, fails to comply with any requirement of a district registrar made thereunder;

(b) if he refuses or fails without reasonable cause to give, deliver or send any certificate which he is required by this Act to give, deliver or send;

(c) if, being a parent, and save as provided in this Act, he fails **[**[F3]without reasonable excuse**]**to give information concerning the birth of his child as required by this Act;

(d) if, being a person upon whom duty to give information concerning a death is imposed by section 23(1) of this Act, he fails to give that information and that information is not given; or

(e) if he passes as genuine any reproduction of an extract [F4]... if such reproduction has not been authenticated in accordance with section 41(1) of this Act,

he shall be liable on summary conviction to a fine not exceeding **[**[F5]level 1 on the standard scale**]**.

Textual Amendments

F1 Words in s. 53(1)(a) inserted (1.1.2007) by Local Electoral Administration and Registration Services (Scotland) Act 2006 (asp 14), **ss. 47(2)**, 63(2); S.S.I. 2006/469, art. 3, Sch. 2 (with art. 4)

F2 Words substituted by virtue of Criminal Procedure (Scotland) Act 1975 (c. 21, SIF 39:1), **ss. 289F**, 289G

F3 Words in s. 53(3)(c) inserted (1.11.1995) by 1995 c. 36, s. 105(4), **Sch. 4 para. 12(4)**; S.I. 1995/2787, art. 3, **Sch.**

F4 Words in s. 53(3)(e) repealed (1.1.2007) by Local Electoral Administration and Registration Services (Scotland) Act 2006 (asp 14), **ss. 44(8)**, 63(2); S.S.I. 2006/469, art. 3, Sch. 2 (with art. 4)

F5 Words substituted by virtue of Criminal Procedure (Scotland) Act 1975 (c. 21, SIF 39:1) ss. 289F, 289G

Modifications etc. (not altering text)

C1 S. 53(1)(a) amended by Marriage (Scotland) Act 1977 (c. 15), **s. 24(3)**

Changes to legislation:
There are currently no known outstanding effects for the Registration of Births, Deaths and Marriages (Scotland) Act 1965, Section 53.