



# Public Order Act 1986

## 1986 CHAPTER 64

### PART 3A

#### HATRED AGAINST PERSONS ON RELIGIOUS GROUNDS

##### *[<sup>F1</sup>Supplementary provisions*

##### Textual Amendments

- F1** Pt. 3A inserted (E.W.) (1.10.2007 except so far as relating to the insertion of ss. 29B(3), 29H(2), 29I(2) (b)(4)) by [Racial and Religious Hatred Act 2006 \(c. 1\)](#), ss. 1, 3(2), [Sch.](#); S.I. 2007/2490, [art. 2](#)

#### **29K Savings for reports of parliamentary or judicial proceedings**

- (1) Nothing in this Part applies to a fair and accurate report of proceedings in Parliament or in the Scottish Parliament.
- (2) Nothing in this Part applies to a fair and accurate report of proceedings publicly heard before a court or tribunal exercising judicial authority where the report is published contemporaneously with the proceedings or, if it is not reasonably practicable or would be unlawful to publish a report of them contemporaneously, as soon as publication is reasonably practicable and lawful.

#### **29L Procedure and punishment**

- (1) No proceedings for an offence under this Part may be instituted in England and Wales except by or with the consent of the Attorney General.
- (2) For the purposes of the rules in England and Wales against charging more than one offence in the same count or information, each of sections 29B to 29G creates one offence.
- (3) A person guilty of an offence under this Part is liable—

*Status: Point in time view as at 01/10/2007.*

*Changes to legislation: Public Order Act 1986, Cross Heading: Supplementary provisions is up to date with all changes known to be in force on or before 24 July 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)*

- (a) on conviction on indictment to imprisonment for a term not exceeding seven years or a fine or both;
- (b) on summary conviction to imprisonment for a term not exceeding six months or a fine not exceeding the statutory maximum or both.

## **29M Offences by corporations**

- (1) Where a body corporate is guilty of an offence under this Part and it is shown that the offence was committed with the consent or connivance of a director, manager, secretary or other similar officer of the body, or a person purporting to act in any such capacity, he as well as the body corporate is guilty of the offence and liable to be proceeded against and punished accordingly.
- (2) Where the affairs of a body corporate are managed by its members, subsection (1) applies in relation to the acts and defaults of a member in connection with his functions of management as it applies to a director.]

## **29N Interpretation**

In this Part—

“distribute”, and related expressions, shall be construed in accordance with section 29C(2) (written material) and section 29E(2) (recordings);

“dwelling” means any structure or part of a structure occupied as a person's home or other living accommodation (whether the occupation is separate or shared with others) but does not include any part not so occupied, and for this purpose “structure” includes a tent, caravan, vehicle, vessel or other temporary or movable structure;

“programme” means any item which is included in a programme service;

“programme service” has the same meaning as in the Broadcasting Act 1990;

“publish”, and related expressions, in relation to written material, shall be construed in accordance with section 29C(2);

“religious hatred” has the meaning given by section 29A;

“recording” has the meaning given by section 29E(2), and “play” and “show”, and related expressions, in relation to a recording, shall be construed in accordance with that provision;

“written material” includes any sign or other visible representation.

**Status:**

Point in time view as at 01/10/2007.

**Changes to legislation:**

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