



Public Order Act 1986

1986 CHAPTER 64

[^{F1}PART 3A

HATRED AGAINST PERSONS ON RELIGIOUS GROUNDS [^{F1}OR GROUNDS OF SEXUAL ORIENTATION]

[^{F1}Supplementary provisions

Annotations:

Amendments (Textual)

- 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 [^{F2}, in the Scottish Parliament or in the National Assembly for Wales].
- (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

Changes to legislation: There are currently no known outstanding effects for the Public Order Act 1986, Cross Heading: Supplementary provisions. (See end of Document for details)

be unlawful to publish a report of them contemporaneously, as soon as publication is reasonably practicable and lawful.

Annotations:

Amendments (Textual)

- F2** Words in
 s. 29K(1)
 substituted (8.5.2008) by
[Criminal Justice and Immigration Act 2008 \(c. 4\)](#)
 ›
 ss. 74
 ›
 153(1)(j)
 ›
[Sch. 16 para. 15](#)

29L Procedure and punishment

- (1) No proceedings for an offence under this Part may be instituted ^{F3} . . . except by or with the consent of the Attorney General.
- (2) For the purposes of the rules . . . 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—
- (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 [^{F4}12 months] or a fine not exceeding the statutory maximum or both.
- [^{F5}(4) In subsection (3)(b) the reference to 12 months shall be read as a reference to 6 months in relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003.]

Annotations:

Amendments (Textual)

- F3** Words in
 s. 29L(1)(2)
 repealed (8.5.2008) by
[Criminal Justice and Immigration Act 2008 \(c. 4\)](#)
 ›
 ss. 74
 ›
 149
 ›
 153(1)(j)
 ›
[Sch. 16 para. 16\(2\)](#)
 ›
[Sch. 28 Pt. 5](#)

Changes to legislation: There are currently no known outstanding effects for the Public Order Act 1986, Cross Heading: Supplementary provisions. (See end of Document for details)

- | | |
|-----------|---|
| F4 | Words in
s. 29L(3)(b)
substituted (8.5.2008) by
Criminal Justice and Immigration Act 2008 (c. 4)
,
ss. 74
,
153(1)(j)
,
Sch. 16 para. 16(3) |
| F5 | S. 29L(4)
inserted (8.5.2008) by
Criminal Justice and Immigration Act 2008 (c. 4)
,
ss. 74
,
153(1)(j)
,
Sch. 16 para. 16(4) |

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;

[^{F6}“hatred on the grounds of sexual orientation” has the meaning given by section 29AB;]

“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;

Changes to legislation: There are currently no known outstanding effects for the Public Order Act 1986, Cross Heading: Supplementary provisions. (See end of Document for details)

“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.]

Annotations:

Amendments (Textual)

F6 [S. 29N](#)

: definition of "hatred on the grounds of sexual orientation" inserted (23.3.2010) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#)

,
ss. 74

,
[153\(7\)](#)

,
Sch. 16 para. 17

;
[S.I. 2010/712](#)

,
art. 2(d)

Changes to legislation:

There are currently no known outstanding effects for the Public Order Act 1986, Cross Heading: Supplementary provisions.