



# Fraud Act 2006

## 2006 CHAPTER 35

### *Obtaining services dishonestly*

#### **11 Obtaining services dishonestly**

- (1) A person is guilty of an offence under this section if he obtains services for himself or another—
  - (a) by a dishonest act, and
  - (b) in breach of subsection (2).
- (2) A person obtains services in breach of this subsection if—
  - (a) they are made available on the basis that payment has been, is being or will be made for or in respect of them,
  - (b) he obtains them without any payment having been made for or in respect of them or without payment having been made in full, and
  - (c) when he obtains them, he knows—
    - (i) that they are being made available on the basis described in paragraph (a), or
    - (ii) that they might be,but intends that payment will not be made, or will not be made in full.
- (3) A person guilty of an offence under this section is liable—
  - (a) on summary conviction, to imprisonment for a term not exceeding [<sup>F1</sup>the general limit in a magistrates' court] or to a fine not exceeding the statutory maximum (or to both);
  - (b) on conviction on indictment, to imprisonment for a term not exceeding 5 years or to a fine (or to both).
- (4) Subsection (3)(a) applies in relation to Northern Ireland as if the reference to 12 months were a reference to 6 months.

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*Changes to legislation: There are currently no known outstanding effects for the Fraud Act 2006, Section 11. (See end of Document for details)*

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#### **Textual Amendments**

- F1** Words in s. 11(3)(a) (and, by implication, the same words in s. 11(4)) substituted (7.2.2023 at 12.00 p.m.) by [The Judicial Review and Courts Act 2022 \(Magistrates' Court Sentencing Powers\) Regulations 2023 \(S.I. 2023/149\)](#), regs. 1(2), 2(1), **Sch. Pt. 1**

**Changes to legislation:**

There are currently no known outstanding effects for the Fraud Act 2006, Section 11.