



Serious Crime Act 2007

2007 CHAPTER 27

PART 1

SERIOUS CRIME PREVENTION ORDERS

Information safeguards

12 Restrictions for legal professional privilege

- (1) A serious crime prevention order^[F1] in England and Wales or Northern Ireland] may not require a person—
 - (a) to answer any privileged question;
 - (b) to provide any privileged information; or
 - (c) to produce any privileged document.
- (2) A “privileged question” is a question which the person would be entitled to refuse to answer on grounds of legal professional privilege in proceedings in the High Court.
- (3) “Privileged information” is information which the person would be entitled to refuse to provide on grounds of legal professional privilege in such proceedings.
- (4) A “privileged document” is a document which the person would be entitled to refuse to produce on grounds of legal professional privilege in such proceedings.
- ^[F2](4A) A serious crime prevention order in Scotland may not require a person to breach any duty of confidentiality of communications which the person could not be required to breach in proceedings before the appropriate court.]
- (5) But ^[F3]subsections (1) and (4A) do not] prevent an order from requiring a lawyer to provide the name and address of a client of his.

Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2007, Section 12. (See end of Document for details)

Textual Amendments

- F1** Words in s. 12(1) inserted (1.3.2016) by [Serious Crime Act 2015 \(c. 9\)](#), s. 88(1), **Sch. 1 para. 12(2)**; S.I. 2016/148, reg. 3(f)
- F2** S. 12(4A) inserted (1.3.2016) by [Serious Crime Act 2015 \(c. 9\)](#), s. 88(1), **Sch. 1 para. 12(3)**; S.I. 2016/148, reg. 3(f)
- F3** Words in s. 12(5) substituted (1.3.2016) by [Serious Crime Act 2015 \(c. 9\)](#), s. 88(1), **Sch. 1 para. 12(4)**; S.I. 2016/148, reg. 3(f)

Commencement Information

- I1** S. 12 in force at 6.4.2008 by [S.I. 2008/755](#), **art. 15(1)(d)**

Changes to legislation:

There are currently no known outstanding effects for the Serious Crime Act 2007, Section 12.