



# Police and Fire Reform (Scotland) Act 2012

2012 asp 8

## PART 1

### POLICE REFORM

#### CHAPTER 15

##### OFFENCES

### 92 Impersonation etc.

- (1) It is an offence for a person (not being a constable)—
  - (a) to impersonate a constable with an intent to deceive, or
  - (b) to do anything calculated to suggest that the person is a constable.
- (2) It is an offence for a person (other than a constable) to possess any article of police uniform without the permission of the Authority.
- (3) It is a defence for a person charged under subsection(2) to prove that the article—
  - (a) was obtained lawfully, and
  - (b) is in the person's possession for a lawful purpose.
- (4) It is an offence for a person (other than a constable) to wear, without the prior permission of the Authority, any article of police uniform in circumstances where it gives an appearance so nearly resembling that of a constable as to be calculated to deceive.
- (5) A person who is guilty of an offence under this section is liable on summary conviction to imprisonment for a period not exceeding 3 months or a fine not exceeding level 4 on the standard scale.
- (6) In this section an “article of police uniform” means—
  - (a) any article of uniform or any distinctive badge or mark usually issued to constables, or

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*Status: This is the original version (as it was originally enacted).*

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- (b) any article having the appearance of such article, badge or mark.