



# Disclosure (Scotland) Act 2020

## 2020 asp 13

### PART 1

#### DISCLOSURE OF CRIMINAL HISTORY AND OTHER INFORMATION

##### *Offences relating to Level 1 and Level 2 disclosures*

#### **41 Falsification of a Level 1 or Level 2 disclosure**

- (1) A person commits an offence if the person, with intent to deceive—
  - (a) makes a document that purports to be a Level 1 disclosure or a Level 2 disclosure,
  - (b) alters a Level 1 disclosure or Level 2 disclosure,
  - (c) uses, or allows another person to use, a Level 1 disclosure or Level 2 disclosure in a way that suggests that it relates to an individual other than the one who is the subject of the Level 1 disclosure or Level 2 disclosure.
- (2) A person commits an offence if the person knowingly makes a false or misleading statement for the purpose of obtaining, or enabling another person to obtain, a Level 1 disclosure or Level 2 disclosure.
- (3) A person who commits an offence under this section is liable on summary conviction to imprisonment for a term not exceeding 6 months or a fine not exceeding level 5 on the standard scale (or both).