



2010 CHAPTER 2

Forgery, false statements, etc

Forgery of documents etc

36.—(1) A person who, with intent to deceive—

- (a) forges, alters or uses a document or other thing to which this section applies;
- (b) lends to, or allows to be used by, any other person a document or other thing to which this section applies; or
- (c) makes or has in the person's possession any document or other thing so closely resembling a document or other thing to which this section applies as to be calculated to deceive;

is guilty of an offence.

(2) This section applies to—

- (a) any operator's licence;
- (b) any document, plate, mark or other thing by which, in pursuance of regulations, a vehicle is to be identified as being authorised to be used, or as being used, under an operator's licence;
- (c) any document evidencing the authorisation of any person by the Department for the purposes of this Act;
- (d) any certificate of qualification under section 49;
- (e) any international road haulage permit; and
- (f) such other documents or things as are prescribed.

(3) A person guilty of an offence under subsection (1) is liable—

- (a) on summary conviction, to a fine not exceeding the statutory maximum;

(b) on conviction on indictment, to imprisonment for a term not exceeding 2 years or to a fine or to both.

(4) In subsection (1) “forges” means makes a false document or other thing in order that it may be used as genuine.

False statements

37.—(1) A person who knowingly or recklessly makes, or causes to be made, a statement or furnishes information which is false or misleading in any material particular for the purpose of—

- (a) obtaining the issue of an operator’s licence;
- (b) obtaining the variation of any such licence;
- (c) preventing the issue or variation of any such licence;
- (d) procuring the imposition of a condition or limitation in relation to any such licence;
- (e) obtaining the grant of an international road haulage permit;
- (f) obtaining the issue of a certificate of qualification under section 49; or
- (g) obtaining the issue of any other prescribed document;

is guilty of an offence.

(2) A person guilty of an offence under subsection (1) is liable on summary conviction to a fine not exceeding level 4 on the standard scale.