



Serious Organised Crime and Police Act 2005

2005 CHAPTER 15

PART 4

PUBLIC ORDER AND CONDUCT IN PUBLIC PLACES ETC.

Demonstrations in vicinity of Parliament

132 Demonstrating without authorisation in designated area

- (1) Any person who—
 - (a) organises a demonstration in a public place in the designated area, or
 - (b) takes part in a demonstration in a public place in the designated area, or
 - (c) carries on a demonstration by himself in a public place in the designated area,is guilty of an offence if, when the demonstration starts, authorisation for the demonstration has not been given under section 134(2).
- (2) It is a defence for a person accused of an offence under subsection (1) to show that he reasonably believed that authorisation had been given.
- (3) Subsection (1) does not apply if the demonstration is—
 - (a) a public procession of which notice is required to be given under subsection (1) of section 11 of the Public Order Act 1986 (c. 64), or of which (by virtue of subsection (2) of that section) notice is not required to be given, or
 - (b) a public procession for the purposes of section 12 or 13 of that Act.
- (4) Subsection (1) also does not apply in relation to any conduct which is lawful under section 220 of the Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52).
- (5) If subsection (1) does not apply by virtue of subsection (3) or (4), nothing in sections 133 to 136 applies either.

Status: Point in time view as at 01/07/2005. This version of this provision has been superseded.

Changes to legislation: Serious Organised Crime and Police Act 2005, Section 132 is up to date with all changes known to be in force on or before 14 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (6) Section 14 of the Public Order Act 1986 (imposition of conditions on public assemblies) does not apply in relation to a public assembly which is also a demonstration in a public place in the designated area.
- (7) In this section and in sections 133 to 136—
- (a) “the designated area” means the area specified in an order under section 138,
 - (b) “public place” means any highway or any place to which at the material time the public or any section of the public has access, on payment or otherwise, as of right or by virtue of express or implied permission,
 - (c) references to any person organising a demonstration include a person participating in its organisation,
 - (d) references to any person organising a demonstration do not include a person carrying on a demonstration by himself,
 - (e) references to any person or persons taking part in a demonstration (except in subsection (1) of this section) include a person carrying on a demonstration by himself.

Commencement Information

II S. 132(7) in force at 1.7.2005 by S.I. 2005/1521, art. 3(1)(o)

Status:

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