

SCHEDULES

SCHEDULE 5

POLICE, CUSTOMS AND IMMIGRATION POWERS

PART 7

OFFENCES RELATING TO DESIGNATIONS

Resistance or wilful obstruction of designated officers etc

- 21 (1) A person commits an offence if the person resists or wilfully obstructs—
- (a) a designated officer acting in the exercise of an operational power, or
 - (b) a person who is assisting a designated officer in the exercise of such a power.
- (2) A person guilty of an offence under this paragraph is liable on summary conviction to either or both of the following—
- (a) imprisonment for a term not exceeding—
 - (i) 51 weeks on conviction in England and Wales;
 - (ii) 12 months on conviction in Scotland;
 - (iii) 1 month on conviction in Northern Ireland;
 - (b) a fine not exceeding level 3 on the standard scale.

Assault on designated officers etc

- 22 (1) A person commits an offence if the person assaults—
- (a) a designated officer acting in the exercise of an operational power, or
 - (b) a person who is assisting a designated officer in the exercise of such a power.
- (2) A person guilty of an offence under this paragraph is liable on summary conviction to either or both of the following—
- (a) imprisonment for a term not exceeding—
 - (i) 51 weeks on conviction in England and Wales;
 - (ii) 12 months on conviction in Scotland;
 - (iii) 6 months on conviction in Northern Ireland;
 - (b) a fine not exceeding level 5 on the standard scale.

Impersonation of designated officer etc

- 23 (1) A person commits an offence if, with intent to deceive—
- (a) the person impersonates a designated officer,
 - (b) the person makes any statement or does any act calculated falsely to suggest that the person is a designated officer, or

Status: This is the original version (as it was originally enacted).

- (c) the person makes any statement or does any act calculated falsely to suggest that the person has powers as a designated officer that exceed the powers the person actually has.
- (2) A person guilty of an offence under this paragraph is liable on summary conviction to either or both of the following—
- (a) imprisonment for a term not exceeding—
 - (i) 51 weeks on conviction in England and Wales;
 - (ii) 12 months on conviction in Scotland;
 - (iii) 6 months on conviction in Northern Ireland;
 - (b) a fine not exceeding level 5 on the standard scale.

Transitional provision relating to offences

- 24 In relation to an offence committed before the commencement of section 281(5) of the Criminal Justice Act 2003 (alteration of penalties for summary offences)—
- (a) the reference in paragraph 21(2)(a)(i) to the period of 51 weeks is to be read as a reference to the period of 1 month;
 - (b) the references in paragraphs 22(2)(a)(i) and 23(2)(a)(i) to the period of 51 weeks are to be read as references to the period of 6 months.