
STATUTORY INSTRUMENTS

2009 No. 2048

The Port Security Regulations 2009

PART 6

Enforcement

Offence of making a false statement in relation to baggage, cargo or stores

31.—(1) It is an offence for any person without lawful authority or reasonable excuse to make a statement which that person knows to be false in a material particular, or recklessly make a statement which is false in a material particular, in answer to a question which—

- (a) relates to any baggage, cargo or stores, whether or not belonging to that person, that is intended for carriage by sea—
 - (i) by a United Kingdom ship; or
 - (ii) by any other ship to or from the United Kingdom; and
- (b) is put to that person for purposes to which these Regulations apply by any of the persons listed in paragraph (2).

(2) The persons referred to in paragraph (1)(b) are—

- (a) a constable,
- (b) an officer of the UK Border Agency, an executive agency of the Home Office,
- (c) a port security officer,
- (d) a port facility security officer,
- (e) a directed party,
- (f) a security manager,

or a person acting on behalf of a port security officer, port facility security officer, directed party or security manager.

(3) A person guilty of an offence under this regulation is liable on summary conviction, to a fine not exceeding level 5 on the standard scale.

Changes to legislation:

There are currently no known outstanding effects for the The Port Security Regulations 2009, Section 31.