

POSSESSING FALSE IDENTITY DOCUMENT WITHOUT REASONABLE EXCUSE

Identity Documents Act 2010

s.6 - (1) It is an offence for a person ("P"), without reasonable excuse, to have in P's possession or under P's control— .
(a) an identity document that is false, .
(b) an identity document that was improperly obtained, .
(c) an identity document that relates to someone else, .
...

Maximum Sentence:

Forgery and Counterfeiting Act 1981, s.6

Indictment: 10 years imprisonment or an unlimited fine or both

Summary: 6 months imprisonment or a fine not exceeding the statutory maximum (£5,000) or both

Assessment of Offence

(Starting points and ranges based on 1st time offender convicted following contest)

<u>Nature of Offence</u>	<u>Starting Point</u>	<u>Sentencing Range</u>
N/A	3 months Custody	Fine to 6 months Custody

<u>Examples of Possible Aggravating Factors of Offence</u>	<u>Examples of Possible Mitigating Factor of Offence</u>
1. Clear knowledge that document was false	1. Genuine mistake or ignorance

Relevant Cases:

NI Cases:

N/A

English Cases:

1. R v Ovieriakhi [2009] EWCA Crim 452

Notes: