



Police, Public Order and Criminal Justice (Scotland) Act 2006

2006 asp 10

PART 2

PUBLIC ORDER ETC.

CHAPTER 1

FOOTBALL BANNING ORDERS

Making and content of orders

56 “Violence” and “disorder”

- (1) This section applies for the purposes of this Chapter.
- (2) “Violence” means violence against persons or intentional damage to property and includes—
 - (a) threatening violence; and
 - (b) doing anything which endangers the life of a person.
- (3) “Disorder” includes—
 - (a) stirring up hatred against a group of persons based on their membership (or presumed membership) of a group defined by reference to a thing mentioned in subsection (5), or against an individual as a member of such a group;
 - (b) using threatening, abusive or insulting words or behaviour or disorderly behaviour;
 - (c) displaying any writing or other thing which is threatening, abusive or insulting.
- (4) In subsection (3)(a), “presumed” means presumed by the person doing the stirring up.
- (5) The things referred to in subsection (3)(a) are—
 - (a) colour;

Changes to legislation: Police, Public Order and Criminal Justice (Scotland) Act 2006, Section 56 is up to date with all changes known to be in force on or before 16 December 2023. 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) [View outstanding changes](#)

- (b) race;
- (c) nationality (including citizenship);
- (d) ethnic or national origins;
- (e) membership of a religious group or of a social or cultural group with a perceived religious affiliation;
- (f) sexual orientation;
- (g) transgender identity;
- (h) disability.

(6) In subsection (5)—

“disability” means physical or mental impairment of any kind;

“religious group” has the meaning given by section 74(7) of the Criminal Justice (Scotland) Act 2003 (asp 7);

“transgender identity” means any of the following—

- (a) transvestism;
- (b) transsexualism;
- (c) intersexuality;
- (d) having, by virtue of the Gender Recognition Act 2004 (c. 7), changed gender.

Changes to legislation:

Police, Public Order and Criminal Justice (Scotland) Act 2006, Section 56 is up to date with all changes known to be in force on or before 16 December 2023. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 47A inserted by [2023 c. 41 s. 45\(3\)](#)