



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

2006 asp 10

## PART 2

### PUBLIC ORDER ETC.

#### CHAPTER 1

##### FOOTBALL BANNING ORDERS

###### *Variation, termination, information and appeals*

#### **57 Variation of certain requirements of order**

- (1) The appropriate court may, on the application of a person mentioned in subsection (3), make an order varying a football banning order by—
  - (a) subject to subsection (2), omitting or imposing a requirement such as is mentioned in section 53(3);
  - (b) imposing, replacing or omitting a requirement such as is mentioned in section 53(4).
- (2) An order may not be varied so as to omit a requirement such as is mentioned in section 53(3) unless it appears to the court that there are exceptional circumstances.
- (3) The persons referred to in subsection (1) are—
  - (a) the person subject to the order;
  - (b) the chief constable of the [<sup>F1</sup>Police Service of Scotland];
  - <sup>F2</sup>(c) .....
  - <sup>F2</sup>(d) .....
- (4) In subsection (1), “the appropriate court” means—
  - (a) where the football banning order was made under section 51, the court which made the order;

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**Changes to legislation:** *Police, Public Order and Criminal Justice (Scotland) Act 2006, Section 57 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*

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- (b) where the football banning order was made under section 52, an appropriate sheriff.
- (5) In subsection (4), “an appropriate sheriff” means—
- (a) a sheriff sitting in the original sheriff court district; or
  - (b) where such a sheriff remits the application to another sheriff court district, a sheriff sitting in that other district.
- (6) In subsection (5), “the original sheriff court district” means the sheriff court district which the sheriff who made the football banning order was sitting in when the order was made.

#### Textual Amendments

- F1** Words in s. 57(3)(b) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [Sch. 7 para. 33\(13\)\(a\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)
- F2** S. 57(3)(c)(d) repealed (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [Sch. 7 para. 33\(13\)\(b\)](#); S.S.I. 2013/51, art. 2 (with transitional provisions and savings in S.S.I. 2013/121)

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**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\(3\)](#)