



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

2006 asp 10

## PART 2 U.K.

### PUBLIC ORDER ETC.

## CHAPTER 2 S

### PUBLIC PROCESSIONS

#### 70 Notification of public processions S

- (1) Section 62 of the Civic Government (Scotland) Act 1982 (c. 45) (giving notice of proposal to hold public processions) (“the 1982 Act”) is amended in accordance with subsections (2) to (8).
- (2) In subsection (2)—
  - (a) in paragraph (a), for “7” there is substituted “ 28 ”;
  - (b) in paragraph (b), for “7” there is substituted “ 28 ”.
- (3) In subsection (4), for “7” there is substituted “ 28 ”.
- (4) In subsection (5), for “specify” to “above”, where secondly occurring, there is substituted—
  - “(a) set out the reason why notice of the proposal was not given in accordance with subsections (1) and (2) above; and
  - (b) specify the matters mentioned in subsection (3) above.”.
- (5) Subsections (6), (7) and (8) are repealed.
- (6) In subsection (9), the words “or making, varying or revoking an order under subsection (6) or (7) above” are repealed.
- (7) Subsection (11) is repealed.
- (8) After subsection (11) there is inserted—

---

**Changes to legislation:** *Police, Public Order and Criminal Justice (Scotland) Act 2006, Section 70 is up to date with all changes known to be in force on or before 29 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*

---

“(11A) A local authority shall, as soon as possible after making an order under subsection (4) above, publicise that fact in such manner as they think fit and send a copy of the order to the applicant.

(11B) This section does not apply to a procession—

- (a) which is a funeral procession organised by a funeral director acting in the ordinary course of his business; or
- (b) which is specified in, or is within a description specified in, an order made by the Scottish Ministers.

(11C) In subsection (11B) above, a “funeral director” is a person whose business consists of or includes the arrangement and conduct of funerals.

(11D) An order made for the purposes of subsection (11B)(b) above shall be made by statutory instrument subject to annulment in pursuance of a resolution of the Scottish Parliament.”.

---

**Commencement Information**

- II** S. 70 wholly in force at 1.4.2007; s. 70 not in force at Royal Assent see s. 104; s. 70 in force at 1.4.2007 insofar as not already in force by S.S.I. 2007/48, art. 3(3) (with arts. 5, 6)

**Changes to legislation:**

Police, Public Order and Criminal Justice (Scotland) Act 2006, Section 70 is up to date with all changes known to be in force on or before 29 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\(3\)](#)