



# Criminal Justice (Scotland) Act 2016

## 2016 asp 1

### PART 1

#### ARREST AND CUSTODY

#### CHAPTER 7

#### GENERAL

#### *Powers to modify Part*

#### **60 Further provision about application of Part**

- (1) The Scottish Ministers may by regulations modify this Part to provide that some or all of it—
  - (a) applies in relation to persons to whom it would otherwise not apply because of—
    - (i) section 58, or
    - (ii) section 59,
  - (b) does not apply in relation to persons arrested otherwise than under section 1.
- (2) The Scottish Ministers may by regulations make such modifications to this Part as seem to them necessary or expedient in relation to its application to persons mentioned in subsection (1).
- (3) Regulations under this section may make different provision for different purposes.
- (4) Regulations under this section are subject to the affirmative procedure.

#### **61 Further provision about vulnerable persons**

- (1) The Scottish Ministers may by regulations—
  - (a) amend subsections (2)(c) and (6) of section 33,
  - (b) amend subsections (1)(c), (3) and (5) of section 42,

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*Status: This is the original version (as it was originally enacted).*

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- (c) specify descriptions of persons who may for the purposes of subsection (2) of section 42 be considered suitable to provide support of the sort mentioned in subsection (3) of that section (including as to training, qualifications and experience).
- (2) Regulations under subsection (1) are subject to the affirmative procedure.