



Age of Criminal Responsibility (Scotland) Act 2019

2019 asp 7

PART 4

POLICE INVESTIGATORY AND OTHER POWERS

CHAPTER 1

EMERGENCY PLACE OF SAFETY

30 Place of safety: regulations

- (1) The Scottish Ministers may by regulations make further provision about a child taken to and kept in a place of safety under section 28.
- (2) Regulations under subsection (1) may in particular include provision about—
 - (a) the notice to be given when a child is taken to a place of safety, including—
 - (i) the persons to whom notice is to be given,
 - (ii) the information persons given notice are to receive,
 - (iii) when notice may be dispensed with,
 - (b) the constable's duties to a child taken to and kept in the place of safety, including the information to be given to the child,
 - (c) the information to be recorded in relation to the taking and keeping of the child in a place of safety, including requiring records to be kept as to—
 - (i) the nature of the incident in connection with which the child was taken to and kept in the place of safety,
 - (ii) the nature and location of each place of safety to which the child was taken or transferred,
 - (iii) the length of time the child was kept at each such location,
 - (iv) whether the child was at any time kept in a police station and, if so, the reasons why it was not reasonably practicable to keep the child in a place of safety other than a police station for the time the child was so kept,

Changes to legislation: *Age of Criminal Responsibility (Scotland) Act 2019, Section 30 is up to date with all changes known to be in force on or before 19 April 2024. 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*

- (v) whether the child was at any time kept in a cell within a police station and, if so, the length of time the child was so kept and the reasons why it was not reasonably practicable to keep the child elsewhere within the police station for that time.

Modifications etc. (not altering text)

- C1** Pt. 4 applied (with modifications) (17.12.2021) by 2004 c. 20, s. 56B (as inserted by [The Age of Criminal Responsibility \(Scotland\) Act 2019 \(Consequential Provisions and Modifications\) Order 2021 \(S.I. 2021/1458\)](#), arts. 1(1), **19**)
- C2** Pt. 4 applied (with modifications) (17.12.2021) by 1987 c. 4, s. 2E (as inserted by [The Age of Criminal Responsibility \(Scotland\) Act 2019 \(Consequential Provisions and Modifications\) Order 2021 \(S.I. 2021/1458\)](#), arts. 1(1), **17**)
- C3** Pt. 4 applied (with modifications) (17.12.2021) by 2003 c. 20, s. 31B (as inserted by [The Age of Criminal Responsibility \(Scotland\) Act 2019 \(Consequential Provisions and Modifications\) Order 2021 \(S.I. 2021/1458\)](#), arts. 1(1), **18**)

Commencement Information

- I1** S. 30 in force at 31.3.2020 by [S.S.I. 2020/74](#), reg. 2, [sch.](#)

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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. 18(1A) inserted by [2020 asp 13 sch. 5 para. 7\(8\)\(b\)](#)
- s. 20A inserted by [2020 asp 13 sch. 5 para. 7\(9\)](#)