SCOTTISH STATUTORY INSTRUMENTS

2006 No. 50

The Police Act 1997 Amendment (Scotland) Order 2006

Citation, commencement and extent

1.—(1) This Order may be cited as the Police Act 1997 Amendment (Scotland) Order 2006 and except for paragraphs (2), (5) and (6) of article 2, shall come into force on the day after the day on which it is made.

(2) Paragraph (2) of article 2 comes into force immediately after the coming into force of section 163 (so far as it inserts section 113C of the Police Act 1997 and so far as it extends to Scotland) of the Serious Organised Crime and Police Act 2005, paragraph (5) of that article comes into force immediately after the coming into force of section 165(2) of that Act (so far as it extends to Scotland) and paragraph (6) of that article comes into force immediately after the coming into force of paragraph 14 of Schedule 14 (so far as it so extends) to that Act.

(3) This Order extends to Scotland only.

Amendment of the Police Act 1997

2.—(1) In section 112(1) of the Police Act 1997 (criminal conviction certificates)(**1**)–

(a) in paragraph (a) after "prescribed" insert "manner and"; and

(b) for paragraph (b) substitute–

"(b) pays in the prescribed manner any prescribed fee".

(2) In section 113C(3)(e)(**2**) of that Act (criminal record certificates: suitability relating to children), after "in pursuance of" insert "the law of".

(3) In section 114(1) of that Act (criminal record certificates: Crown employment)–

(a) in paragraph (a) after "prescribed" insert "manner and"; and

(b) for paragraph (b) substitute–

"(b) pays in the prescribed manner any prescribed fee".

(4) In section 116(1) of that Act (enhanced criminal record certificates: judicial appointments and Crown employment)–

(a) in paragraph (a) after "prescribed" insert "manner and"; and

(b) for paragraph (b) substitute–

"(b) pays in the prescribed manner any prescribed fee".

(5) In section 120A(6)(**3**) of that Act (refusal and cancellation of registration: Scotland)–

(a) for "this section" substitute "subsection (3)(d) of this section";

(b) after "police force" insert "in England and Wales or Northern Ireland"; and

(c) omit "(a) to (i)".

(**1**) 1997 c. 50.

(**2**) Section 113C is inserted into the Police Act 1997 by section 163 of the Serious Organised Crime and Police Act 2005 (c. 15).

(**3**) Section 120A is inserted by section 70(2) of the Criminal Justice (Scotland) Act 2003, and section 120A(6) is inserted into the Police Act 1997 by section 165(2) of the Serious Organised Crime and Police Act 2005.

(6) In section 125(6)(**4**) of that Act (exercise of power in Scotland), for "(3)" substitute "(4)".

St Andrew's House,
Edinburgh
6th February 2006

CATHY JAMIESON
A member of the Scottish Executive

(**4**) Section 125(6) is inserted into the Police Act 1997 by section 163(3) of, and Schedule 14, paragraph 14 to, the Serious Organised Crime and Police Act 2005.