

Executive Note

THE FOOTBALL BANNING ORDERS (REGULATED FOOTBALL MATCHES) (SCOTLAND) ORDER 2007 SSI/2007/125

This Order is made by Scottish Ministers in exercise of the powers conferred by section 55(4)(a) of the Police, Public Order and Criminal Justice (Scotland) Act 2006 (“the 2006 Act”). The Order is subject to negative resolution procedure.

Policy Objectives

The Football Banning Order provisions in the 2006 Act were commenced in Scotland on 1 September 2006 to allow the criminal and civil courts to issue football banning orders to those who have engaged in violence or disorder, when the court believes that the order would help to prevent future football-related violence or disorder. Once in place, a football banning order prevents the recipient from attending football matches involving national teams or Scottish, English or Welsh club teams, any other associated premises and, where appropriate, also prevents them from travelling to football matches overseas.

Section 55 of the Act defines football matches and regulated football matches and empowers Scottish Ministers to add matches to or remove matches from the list of regulated football matches by order made by statutory instrument subject to negative resolution.

This Order comes into force on 1st April 2007 and inserts section 55(3)(aa) into the 2006 Act to add additional regulated matches for the purposes of football banning orders. It adds any match held in the United Kingdom in which the participating club teams are not from Scotland, England or Wales, but are members of, or are affiliated to, a national football association that is a member of the Federation Internationale de Football Associations (FIFA), where the match is part of a competition or tournament organised by or under the authority of FIFA, or the Union of European Football Associations (UEFA).

Consultation

There has been no consultation on these additions to section 55(3) the 2006 Act.

Financial Effects

The financial effects of the introduction of football banning orders in Scotland is set out in the Financial Memorandum accompanying the Police, Public Order and Criminal Justice (Scotland) Act 2006. Scottish Ministers recognised there would be additional costs associated with the implementation of football banning orders and provision has already been made for this. The instrument has no additional financial effects on the Scottish Executive, local government or the police.

**Scottish Executive Justice Department
Police Division 1
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