
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 178

**The Criminal Justice and Licensing (Scotland)
Act 2010 (Commencement No. 8, Transitional
and Savings Provisions) Order 2011**

Section 79 (retention of samples etc. taken or provided in connection with certain fixed penalty offences)

6.—(1) Section 18D of the 1995 Act, as inserted by section 79 of the Act, only has effect in respect of—

- (a) relevant physical data taken from or provided by a person under section 18(2) of the 1995 Act; or
- (b) any sample, or any information derived from a sample, taken from a person under section 18(6) or (6A) of the 1995 Act,

in connection with a fixed penalty offence that was committed on or after 28th March 2011.

(2) For the purpose of this article, “fixed penalty offence” has the meaning given by section 128(1) of the Antisocial Behaviour (Scotland) Act 2004⁽¹⁾.