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SCOTTISH STATUTORY INSTRUMENTS

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**2013 No. 50**

**REHABILITATION OF OFFENDERS**

**The Rehabilitation of Offenders Act 1974  
(Exclusions and Exceptions) (Scotland) Order 2013**

*Made* - - - - *13th February 2013*

*Coming into force* - - *14th February 2013*

The Scottish Ministers make the following Order in exercise of the powers conferred by sections 4(4), 7(4) and 10(1) of the Rehabilitation of Offenders Act 1974<sup>(1)</sup> and all other powers enabling them to do so.

In accordance with section 10(2) of that Act<sup>(2)</sup>, a draft of this Order has been laid before and approved by resolution of the Scottish Parliament.

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(1) [1974 c.53](#). The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 ([c.46](#)) and the Scotland Act 1998 (Transfer of functions to the Scottish Ministers etc.) Order 2003 ([S.I.2003/415](#)).

(2) Section 10(2) has been modified by paragraph 5 of Schedule 3 to the Interpretation and Legislative Reform (Scotland) Act 2010 ([asp 10](#)).

### Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2013. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

### Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order applied by [2023 c. 41 Sch. 1 para. 8\(8\)\(c\)19\(1\)\(c\)](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. A1B1 inserted by [S.S.I. 2015/329 art. 6](#)
- sch. A1 para. 55A inserted by [S.S.I. 2019/396 art. 2\(2\)](#)
- Sch. A1 para. 9A inserted by [S.S.I. 2022/378 art. 2\(2\)](#)
- Sch. A1 para. 10A inserted by [S.S.I. 2022/378 art. 2\(3\)](#)
- Sch. A1 para. 12A inserted by [S.S.I. 2022/378 art. 2\(4\)](#)
- Sch. A1 para. 13A inserted by [S.S.I. 2022/378 art. 2\(5\)](#)
- Sch. A1 para. 16A16B inserted by [S.S.I. 2022/378 art. 2\(7\)](#)
- Sch. A1 para. 23A inserted by [S.S.I. 2022/378 art. 2\(9\)](#)
- Sch. A1 para. 24A-24D inserted by [S.S.I. 2022/378 art. 2\(11\)](#)
- Sch. A1 para. 25A inserted by [S.S.I. 2022/378 art. 2\(12\)](#)
- Sch. A1 para. 25B inserted by [S.S.I. 2022/378 art. 2\(13\)](#)
- Sch. A1 para. 27A inserted by [S.S.I. 2022/378 art. 2\(15\)](#)
- Sch. A1 para. 27B inserted by [S.S.I. 2022/378 art. 2\(16\)](#)
- Sch. A1 para. 28A-28D inserted by [S.S.I. 2022/378 art. 2\(17\)](#)
- Sch. A1 para. 31A inserted by [S.S.I. 2022/378 art. 2\(18\)](#)
- Sch. A1 para. 32A32B inserted by [S.S.I. 2022/378 art. 2\(19\)](#)
- Sch. A1 para. 34A-34F inserted by [S.S.I. 2022/378 art. 2\(20\)](#)
- Sch. A1 para. 37A-37C inserted by [S.S.I. 2022/378 art. 2\(21\)](#)
- Sch. A1 para. 38(aa) inserted by [S.S.I. 2022/378 art. 2\(22\)\(a\)](#)
- Sch. A1 para. 38(d) inserted by [S.S.I. 2022/378 art. 2\(22\)\(c\)](#)
- Sch. A1 para. 39A inserted by [S.S.I. 2022/378 art. 2\(23\)](#)
- Sch. A1 para. 41A inserted by [S.S.I. 2022/378 art. 2\(24\)](#)
- Sch. A1 para. 44A-44D inserted by [S.S.I. 2022/378 art. 2\(26\)](#)
- Sch. A1 para. 46A inserted by [S.S.I. 2022/378 art. 2\(28\)](#)
- Sch. A1 para. 47(qa) inserted by [S.S.I. 2022/378 art. 2\(29\)\(b\)](#)
- Sch. A1 para. 57(c)(d) inserted by [S.S.I. 2022/378 art. 2\(30\)\(c\)](#)
- Sch. A1 para. 59A inserted by [S.S.I. 2022/378 art. 2\(31\)](#)
- Sch. A1 para. 13 omitted by [S.S.I. 2022/378 art. 2\(6\)](#)
- Sch. A1 para. 14 omitted by [S.S.I. 2022/378 art. 2\(6\)](#)
- Sch. A1 para. 17 omitted by [S.S.I. 2022/378 art. 2\(8\)](#)
- Sch. A1 para. 18 omitted by [S.S.I. 2022/378 art. 2\(8\)](#)
- Sch. A1 para. 20-23 omitted by [S.S.I. 2022/378 art. 2\(10\)](#)
- Sch. A1 para. 26(l) omitted by [S.S.I. 2022/378 art. 2\(14\)](#)
- Sch. A1 para. 26(m) omitted by [S.S.I. 2022/378 art. 2\(14\)](#)
- Sch. A1 para. 26(n) omitted by [S.S.I. 2022/378 art. 2\(14\)](#)
- Sch. A1 para. 26(o) omitted by [S.S.I. 2022/378 art. 2\(14\)](#)
- Sch. A1 para. 26(p) omitted by [S.S.I. 2022/378 art. 2\(14\)](#)
- Sch. A1 para. 46(a) omitted by [S.S.I. 2022/378 art. 2\(27\)](#)
- Sch. A1 substituted by [S.S.I. 2016/91 art. 4](#)
- sch. A1 title substituted by [S.S.I. 2018/51 art. 2\(4\)](#)
- Sch. A1 para. 43 substituted by [S.S.I. 2022/378 art. 2\(25\)](#)
- Sch. A1 para. 23 substituted by [S.I. 2016/765 Sch. 14 Pt. 2 para. 11](#)
- Sch. A1 para. 38(b) word omitted by [S.S.I. 2022/378 art. 2\(22\)\(b\)](#)
- Sch. A1 para. 47(q) word omitted by [S.S.I. 2022/378 art. 2\(29\)\(a\)](#)

- Sch. A1 para. 57(a) word omitted by S.S.I. 2022/378 art. 2(30)(b)
- Sch. A1 para. 57 word substituted by S.S.I. 2022/378 art. 2(30)(a)
- Sch. A1 para. 60 word substituted by S.S.I. 2022/378 art. 2(32)
- Sch. A1 para. 61 word substituted by S.S.I. 2022/378 art. 2(32)
- Sch. B1 para. 5A inserted by S.S.I. 2022/378 art. 3(3)
- Sch. B1 para. 10A inserted by S.S.I. 2022/378 art. 3(5)
- Sch. B1 para. 13A inserted by S.S.I. 2022/378 art. 3(7)
- Sch. B1 para. 17A inserted by S.S.I. 2022/378 art. 3(9)
- Sch. B1 para. 18A inserted by S.S.I. 2022/378 art. 3(10)
- Sch. B1 para. 35A inserted by S.S.I. 2022/378 art. 3(13)
- Sch. B1 para. 36A-36C inserted by S.S.I. 2022/378 art. 3(15)
- Sch. B1 para. 45A inserted by S.S.I. 2022/378 art. 3(17)
- Sch. B1 para. 50A inserted by S.S.I. 2022/378 art. 3(19)
- Sch. B1 para. 56(f)-(j) inserted by S.S.I. 2022/378 art. 3(20)(b)
- Sch. B1 para. 59A inserted by S.S.I. 2022/378 art. 3(21)
- Sch. B1 para. 64A64B inserted by S.S.I. 2022/378 art. 3(24)
- Sch. B1 para. 74A inserted by S.S.I. 2022/378 art. 3(28)
- Sch. B1 para. 88A inserted by S.S.I. 2022/378 art. 3(30)
- Sch. B1 para. 93A inserted by S.S.I. 2022/378 art. 3(32)
- Sch. B1 para. 102A inserted by S.S.I. 2022/378 art. 3(36)
- Sch. B1 para. 103(ga) inserted by S.S.I. 2022/378 art. 3(37)(c)
- Sch. B1 para. 106A inserted by S.S.I. 2022/378 art. 3(39)
- Sch. B1 para. 109A inserted by S.S.I. 2022/378 art. 3(41)
- sch. B1 para. 81(c) and word omitted by S.S.I. 2018/51 art. 2(5)(b)
- Sch. B1 para. 1 omitted by S.S.I. 2022/378 art. 3(2)
- Sch. B1 para. 8 omitted by S.S.I. 2022/378 art. 3(4)
- Sch. B1 para. 9 omitted by S.S.I. 2022/378 art. 3(4)
- Sch. B1 para. 11 omitted by S.S.I. 2022/378 art. 3(6)
- Sch. B1 para. 12 omitted by S.S.I. 2022/378 art. 3(6)
- Sch. B1 para. 16 omitted by S.S.I. 2022/378 art. 3(8)
- Sch. B1 para. 19 omitted by S.S.I. 2022/378 art. 3(11)
- Sch. B1 para. 21-29 omitted by S.S.I. 2022/378 art. 3(11)
- Sch. B1 para. 37 omitted by S.S.I. 2022/378 art. 3(16)
- Sch. B1 para. 38 omitted by S.S.I. 2022/378 art. 3(16)
- Sch. B1 para. 47 omitted by S.S.I. 2022/378 art. 3(18)
- Sch. B1 para. 62 omitted by S.S.I. 2022/378 art. 3(22)
- Sch. B1 para. 67-69 omitted by S.S.I. 2022/378 art. 3(25)
- Sch. B1 para. 70(d) omitted by S.S.I. 2022/378 art. 3(26)
- Sch. B1 para. 73(b) omitted by S.S.I. 2022/378 art. 3(27)
- Sch. B1 para. 73(c) omitted by S.S.I. 2022/378 art. 3(27)
- Sch. B1 para. 81(b) omitted by S.S.I. 2022/378 art. 3(29)
- Sch. B1 para. 89 omitted by S.S.I. 2022/378 art. 3(31)
- Sch. B1 para. 94-96 omitted by S.S.I. 2022/378 art. 3(33)
- Sch. B1 para. 97(b) omitted by S.S.I. 2022/378 art. 3(34)(b)
- Sch. B1 para. 100 omitted by S.S.I. 2022/378 art. 3(35)
- Sch. B1 para. 105 omitted by S.S.I. 2022/378 art. 3(38)
- Sch. B1 para. 107 omitted by S.S.I. 2022/378 art. 3(40)
- Sch. B1 para. 111(a) omitted by S.S.I. 2022/378 art. 3(43)
- Sch. B1 substituted by S.S.I. 2016/91 art. 5
- Sch. B1 para. 36 heading substituted by S.S.I. 2022/378 art. 3(12)
- Sch. B1 para. 63 substituted by S.S.I. 2022/378 art. 3(23)
- Sch. B1 para. 97(a) substituted by S.S.I. 2022/378 art. 3(34)(a)
- Sch. B1 para. 110 substituted by S.S.I. 2022/378 art. 3(42)
- Sch. B1 para. 36(a)-(d) substituted for Sch. B1 para. 36(a)(b) by S.S.I. 2022/378 art. 3(14)
- Sch. B1 para. 56(d) word omitted by S.S.I. 2022/378 art. 3(20)(a)
- Sch. B1 para. 103(g) word omitted by S.S.I. 2022/378 art. 3(37)(b)
- sch. B1 para. 75 word substituted by S.S.I. 2018/51 art. 2(5)(a)

- Sch. B1 para. 103(g) word substituted by S.S.I. 2022/378 art. 3(37)(a)
- Sch. 1 para. 29 inserted by S.S.I. 2013/204 art. 3
- Sch. 1 para. 5A inserted by S.S.I. 2016/147 art. 4
- Sch. 1 para. 30 inserted by S.I. 2020/103 Sch. 3 para. 6(3)
- Sch. 1 para. 10A words substituted by S.I. 2015/968 Sch. para. 11(2)
- Sch. 2 Pt. 1 para. 1(fa)(fb) inserted by S.I. 2013/1388 reg. 15(3)(a)
- Sch. 3 para. 3(3)(aa) inserted by S.S.I. 2016/147 art. 3(2)
- sch. 3 para. 17 inserted by S.S.I. 2022/110 art. 2(2)(b)
- Sch. 3 para. 16 inserted by S.I. 2020/103 Sch. 3 para. 6(4)
- sch. 3 para. 17 substituted by S.S.I. 2022/164 art. 2(2)
- Sch. 3 para. 3(3)(ca) words substituted by S.I. 2015/968 Sch. para. 11(3)
- sch. 4 Pt. 2 para. 66A substituted for sch. 4 Pt. 2 para. 6 by S.S.I. 2020/45 art. 2(6)
- art. 2(1A) inserted by S.I. 2017/80 Sch. para. 39
- art. 2A inserted by S.S.I. 2015/329 art. 2(2)
- art. 2A(3) word substituted by S.S.I. 2016/91 art. 3
- art. 3(1) art. 3 renumbered as art. 3(1) by S.S.I. 2015/329 art. 3(2)
- art. 3(2) inserted by S.S.I. 2015/329 art. 3(3)
- art. 3(2)(a) word omitted by S.S.I. 2020/45 art. 2(2)
- art. 4(1) art. 4 renumbered as art. 4(1) by S.S.I. 2015/329 art. 4(2)
- art. 4(2)-(4) inserted by S.S.I. 2015/329 art. 4(3)
- art. 4(2)(b) substituted by S.S.I. 2018/51 art. 2(2)(a)
- art. 4(2A) inserted by S.S.I. 2018/51 art. 2(2)(b)
- art. 4(3) word omitted by S.S.I. 2020/45 art. 2(3)(a)
- art. 4(3) words substituted by S.I. 2020/103 Sch. 3 para. 6(2)
- art. 4(3)(a)(i) words inserted by S.S.I. 2016/147 art. 3(1)
- art. 4(3)(ba) inserted by S.S.I. 2020/45 art. 2(3)(b)
- art. 4(4) words substituted by S.S.I. 2018/51 art. 2(2)(c)
- art. 4(5) inserted by S.S.I. 2018/51 art. 2(2)(d)
- art. 5(1) art. 5 renumbered as art. 5(1) by S.S.I. 2015/329 art. 5(2)
- art. 5(2)-(4) inserted by S.S.I. 2015/329 art. 5(3)
- art. 5(2)(b) substituted by S.S.I. 2018/51 art. 2(3)(a)
- art. 5(2A) inserted by S.S.I. 2018/51 art. 2(3)(b)
- art. 5(3) substituted by S.S.I. 2020/45 art. 2(4)
- art. 5(4) words substituted by S.S.I. 2018/51 art. 2(3)(c)
- art. 5(5) inserted by S.S.I. 2018/51 art. 2(3)(d)
- art. 5A inserted by S.S.I. 2020/45 art. 2(5)