
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 140

**The Human Trafficking and Exploitation
(Scotland) Act 2015 (Commencement No. 3
and Transitional Provisions) Regulations 2017**

Transitional provision

3.—(1) This regulation applies where—

(a) a person is convicted of a relevant trafficking or exploitation offence between 30th June 2017 and 30th October 2017; and

(b) an order for—

(i) absolute discharge under section 246(2) of the Criminal Procedure (Scotland) Act 1995⁽¹⁾; or

(ii) conditional discharge,
is made in respect of that conviction.

(2) Where this regulation applies, the conviction is to be treated, for the purposes of section 34(2) and (3) of the Act, as if it occurred after Part 4 of the Act came into force.

(3) In this regulation, “relevant trafficking or exploitation offence” has the meaning given by section 34(1) of the Act.

⁽¹⁾ 1995 c.46. Section 246(2) was amended by paragraph 26 of schedule 2 of the Criminal Justice and Licensing (Scotland) Act 2010 (asp 13).