



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART XI

SENTENCING

Enforcement of fines etc.: fines enforcement officers

[^{F1}226A Fines enforcement officers

- (1) The Scottish Ministers may authorise persons (including classes of person) to act as fines enforcement officers for any or all of the purposes of this section and sections 226B to 226H of this Act.
- (2) A FEO has the general functions of—
 - (a) providing information and advice to offenders as regards payment of relevant penalties;
 - (b) securing compliance of offenders with enforcement orders (including as varied under section 226C(1) of this Act).
- (3) Where an offender is subject to two or more relevant penalties, a FEO—
 - (a) in exercising the function conferred by subsection (2)(b) above;
 - (b) in considering whether or not to vary an enforcement order under section 226C(1) of this Act,shall have regard to that fact and to the total amount which the offender is liable to pay in respect of them.
- (4) Where an enforcement order as respects an offender has been made in a sheriff court district other than that in which the offender resides, a FEO for the district in which the offender resides may (whether or not those districts are in the same sheriffdom) take responsibility for exercising functions in relation to the order.
- (5) A FEO taking responsibility for exercising functions by virtue of subsection (4) above is to notify that fact to—
 - (a) the offender; and

Status: Point in time view as at 10/03/2008.

Changes to legislation: Criminal Procedure (Scotland) Act 1995, Section 226A is up to date with all changes known to be in force on or before 03 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) any FEO for the district in which the enforcement order was made.
- (6) Notification under subsection (5)(b) above has the effect of transferring functions in relation to the enforcement order—
 - (a) from any FEO for the district in which the order was made; and
 - (b) to a FEO for the district in which the offender resides.
- (7) The Scottish Ministers may by regulations make further provision as to FEOs and their functions.
- (8) Regulations under subsection (7) above are not made unless a draft of the statutory instrument containing the regulations has been laid before, and approved by a resolution of, the Scottish Parliament.]

Textual Amendments

- F1** Ss. 226A-226I and preceding cross-heading inserted (10.3.2008 for certain purposes and otherwise prosp.) by [Criminal Proceedings etc. \(Reform\) \(Scotland\) Act 2007 \(asp 6\)](#), **ss. 55, 84**; S.I. 2008/42, **art. 3**, Sch.

Status:

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