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STATUTORY INSTRUMENTS

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**2018 No. 46**

**The Criminal Justice (Scotland) Act 2016  
(Consequential Provisions) Order 2018**

*Further modifications of enactments*

**UK Borders Act 2007**

**20.**—(1) In section 2(1A)(a) of the UK Borders Act 2007<sup>(1)</sup> (power of immigration officer to detain individual thought liable to detention by constable), for “detained by a constable under section 14 of the Criminal Procedure (Scotland) Act 1995” substitute “arrested by a constable under section 1 of the Criminal Justice (Scotland) Act 2016”.

(2) The modification made by paragraph (1) does not apply in relation to a case in which a person is detained before this article comes into force.

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(1) [2007 c.30](#). Section 2(1A) is inserted by the Borders, Citizenship and Immigration Act 2009 ([c.11](#)), section 52(1); it is amended by the Counter-Terrorism and Security Act 2015 ([c.6](#)), section 10(8).