



Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

PART 4

CLOSURE OF PREMISES

Closure orders

31 Enforcement

- (1) Subject to subsection (3), a constable or an authorised person may—
 - (a) do anything necessary to secure closed premises against entry by any person;
 - (b) carry out essential maintenance or repairs to closed premises; and
 - (c) enter the premises for the purposes of paragraph (a) or (b).
- (2) A constable or an authorised person acting under subsection (1) may use reasonable force.
- (3) An authorised person seeking to enter closed premises under paragraph (c) of subsection (1) for the purpose of paragraph (a) of that subsection shall, if requested to do so by or on behalf of the owner, occupier or other person in charge of the premises, produce evidence of identity and authorisation.
- (4) In this section, “authorised person” means a person authorised in writing by the chief constable [^{F1}of the Police Service of Scotland].

Textual Amendments

- F1** Words in s. 31(4) substituted (1.4.2013) by [Police and Fire Reform \(Scotland\) Act 2012 \(asp 8\)](#), s. 129(2), [sch. 7 para. 24\(6\)](#); S.S.I. 2013/51, [art. 2](#) (with transitional provisions and savings in S.S.I. 2013/121)

Status:

Point in time view as at 01/04/2013.

Changes to legislation:

Antisocial Behaviour etc. (Scotland) Act 2004, Section 31 is up to date with all changes known to be in force on or before 09 May 2023. 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.