



Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

PART 2

ANTISOCIAL BEHAVIOUR ORDERS

Notification of orders

8 Notification of making etc. of orders and interim orders

- (1) Subsection (2) applies where—
 - (a) an antisocial behaviour order is made or varied; or
 - (b) an interim order is made.
- (2) The clerk of the court by which the order is made or varied shall cause a copy of the order as so made or varied to be—
 - (a) served on the person subject to the order; and
 - (b) given to the relevant authority on whose application the order was made.
- (3) Subsection (4) applies where—
 - (a) an antisocial behaviour order is revoked; or
 - (b) an interim order is recalled.
- (4) The clerk of the court by which the order is revoked or recalled shall notify—
 - (a) the person subject to the order; and
 - (b) the relevant authority on whose application the order was made,
of the revocation or recall.
- (5) For the purposes of subsection (2)(a), a copy is served if—
 - (a) given to the person subject to the order; or
 - (b) sent to that person by registered post or the recorded delivery service.
- (6) For the purposes of subsection (4)(a), the person subject to the order is notified if notification is sent to the person by registered post or the recorded delivery service.

Changes to legislation: *Antisocial Behaviour etc. (Scotland) Act 2004, Section 8 is up to date with all changes known to be in force on or before 18 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) View outstanding changes*

- (7) A certificate of posting of a letter sent under subsection (5)(b) or (6) issued by the postal operator concerned shall be sufficient evidence of the sending of the letter on the day specified in such certificate.
- (8) In subsection (7), “postal operator” has the meaning given by ^[F1]section 27 of the Postal Services Act 2011 (c.5)].

Textual Amendments

- F1** Words in s. 8(8) substituted (1.10.2011) by [The Postal Services Act 2011 \(Consequential Modifications and Amendments\) Order 2011 \(S.I. 2011/2085\)](#), art. 1(2), [Sch. 1 para. 59](#)

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[View outstanding changes](#)

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

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

- s. 85B inserted by [2014 asp 14 s. 21\(1\)](#)