



# Management of Offenders etc. (Scotland) Act 2005

2005 asp 14

## *Testing prisoners for drugs*

### **16 Testing prisoners for drugs**

In section 41B of the Prisons (Scotland) Act 1989 (c. 45) (testing prisoners for drugs)

- (a) in subsection (1), after the word “urine” insert “ or saliva ”;
- (b) in subsection (2), at the end add “or saliva”; and
- (c) in subsection (3)—
  - (i) in the definition of “intimate sample”, for the words from “blood” to the end substitute “—
    - (a) blood, semen or any other tissue fluid;
    - (b) pubic hair; or
    - (c) material from a body orifice other than the mouth;”;
  - (ii) the word “and” which immediately follows the definition of “drug” is repealed; and
  - (iii) at the end add “; and  
“saliva” includes oral fluid”.

**Changes to legislation:**

There are currently no known outstanding effects for the Management of Offenders etc. (Scotland) Act 2005, Cross Heading: Testing prisoners for drugs.