

**Changes to legislation:** Police and Fire Reform (Scotland) Act 2012, Paragraph 17 is up to date with all changes known to be in force on or before 21 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

## SCHEDULE 5 TRANSFER OF CONSTABLES, STAFF AND PROPERTY ETC.

### *Police property transfer scheme: transfers to Scottish Police Authority*

- 17 (1) The Scottish Ministers may make a police property transfer scheme.
- (2) A police property transfer scheme is a scheme making provision for or in connection with the transfer to the Scottish Police Authority or the chief constable appointed in accordance with section 7 of property, rights, liabilities and obligations of—
- (a) the Scottish Ministers,
  - (b) a local authority,
  - (c) a joint police board,
  - (d) the SPSA, or
  - (e) a chief constable of a police force.
- (3) A police property transfer scheme may make provision by virtue of sub-paragraph (2) only in so far as the property, rights, liabilities and obligations relate to the Authority's functions or police functions.
- (4) A person mentioned in sub-paragraph (2)(b), (c) or (e) must provide the Scottish Ministers with such information or assistance as they may reasonably require for the purposes of or in connection with the making of a police property transfer scheme.
- (5) On the transfer date—
- (a) any property or rights to which a police property transfer scheme applies transfers to and vests in the Scottish Police Authority or, as the case may be, the chief constable,
  - (b) any liabilities or obligations to which such a scheme applies become liabilities or obligations of the Scottish Police Authority or, as the case may be, the chief constable.
- (6) A police property transfer scheme may make provision for the payment by the Scottish Police Authority of compensation in respect of property and rights transferred by virtue of the scheme.

#### **Commencement Information**

**II** Sch. 5 para. 17 in force at 1.10.2012 by S.S.I. 2012/253, art. 2, Sch.

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**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):

- Ch. 12A inserted by [2017 asp 4 s. 1\(1\)](#)
- s. 17(2)(h) inserted by [2017 asp 4 s. 2\(a\)\(ii\)](#)
- s. 17(4)(b)(iv) inserted by [2017 asp 4 s. 2\(b\)\(ii\)](#)
- s. 20A inserted by [2017 asp 4 s. 3](#)