



Criminal Justice (Scotland) Act 2016

2016 asp 1

PART 2

SEARCH BY POLICE

CHAPTER 1

SEARCH OF PERSON NOT IN POLICE CUSTODY

Lawfulness of search by constable

65 Limitation on what enables search

- (1) This section applies in relation to a person who is not in police custody.
- (2) It is unlawful for a constable to search the person otherwise than—
 - (a) in accordance with a power of search conferred in express terms by an enactment, or
 - (b) under the authority of a warrant expressly conferring a power of search.