



# Railway Policing (Scotland) Act 2017

## 2017 asp 4

PROSPECTIVE

### *Power of entry in respect of railway property*

#### **3 Power of entry in respect of railway property**

After section 20 of the Police and Fire Reform (Scotland) Act 2012 insert—

##### **“20A Constables: power to enter railway property**

- (1) A constable may enter any railway property which is used for or in connection with the provision of railway services—
  - (a) without a warrant, and
  - (b) if necessary, using reasonable force.
- (2) For the purpose of this section, railway property is anything which is, or forms part of—
  - (a) a track,
  - (b) a network,
  - (c) a station,
  - (d) a light maintenance depot, or
  - (e) a railway vehicle (located on or in anything in paragraphs (a) to (d)).
- (3) Nothing in this section confers on a constable the power to enter a dwelling.
- (4) For the purpose of this section, “railway services” and the expressions in paragraphs (a) to (e) of subsection (2) are to be construed in accordance with sections 82 and 83 of the Railways Act 1993 (interpretation).”.

**Status:**

Point in time view as at 02/08/2017. This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Railway Policing (Scotland) Act 2017, Cross Heading: Power of entry in respect of railway property.