



Management of Offenders (Scotland) Act 2019

2019 asp 14

PART 1

ELECTRONIC MONITORING ETC.

Obligations and compliance

12 Standard obligations put on offenders

- (1) The obligations in subsections (2) and (3) are set out in relation to a requirement made under—
 - (a) section 1(1), or
 - (b) section 5(1).
- (2) The monitored person must obey instructions given by the designated person on how or when an approved device allocated to the monitored person is to be—
 - (a) worn, or
 - (b) used in some other way,so as to facilitate monitoring of the monitored person by means of the approved device for the purpose mentioned in section 1(4) or (as the case may be) 5(4).
- (3) The monitored person must not—
 - (a) tamper with the approved device, or cause or permit someone else to tamper with the device, or
 - (b) intentionally damage or destroy the approved device, or cause or permit someone else so to damage or destroy the device.
- (4) In subsection (2), the reference to the designated person is to whoever is for the time being designated under section 11(1)(a) or (as the case may be) (2)(a).
- (5) In subsections (2) and (3)—
 - (a) the references to an approved device include any apparatus linked to the device as well as meaning the device itself,

Changes to legislation: There are currently no known outstanding effects for the
Management of Offenders (Scotland) Act 2019, Section 12. (See end of Document for details)

- (b) the references to the monitored person are to the person subject to the requirement made under section 1(1) or (as the case may be) 5(1).

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Commencement Information

I1 S. 12 in force at 17.5.2022 by S.S.I. 2022/94, **reg. 2(2)(h)** (with **reg. 1(2)**)

Changes to legislation:

There are currently no known outstanding effects for the Management of Offenders (Scotland) Act 2019, Section 12.