



Disclosure (Scotland) Act 2020

2020 asp 13

PART 1

DISCLOSURE OF CRIMINAL HISTORY AND OTHER INFORMATION

General

61 Fees

- (1) The Scottish Ministers may by regulations make provision for the charging of fees in respect of the exercise of their functions under this Part.
- (2) Regulations under this section may in particular provide for the charging of fees for or in connection with—
 - (a) an application for a Level 1 disclosure,
 - (b) an application for a Level 2 disclosure,
 - (c) an application for registration in the register of accredited bodies and registration in the register,
 - (d) an application nominating the lead signatory or a countersignatory of an accredited body,
 - (e) the notification of any changes relating to the prescribed details of an accredited body's lead signatory or countersignatory,
 - (f) the provision of any documentation confirming the authenticity of a certificate provided in response to an application for a Level 1 disclosure,
 - (g) a Level 1 review application,
 - (h) a Level 2 review application,
 - (i) verifying the identity of an applicant of a disclosure request.
- (3) Regulations may in particular provide for—
 - (a) different fees in different circumstances,
 - (b) reduction, waiver or refund of fees,
 - (c) the manner in which fees are to be paid.
- (4) The provision which may be made by virtue of subsection (2)(c) includes in particular provision for—

Status: This is the original version (as it was originally enacted).

- (a) annual or other recurring fees in respect of—
 - (i) registration in the register of accredited bodies,
 - (ii) the nomination of the lead signatory or a countersignatory of an accredited body,
 - (b) such annual or other recurring fees to be paid in advance or in arrears.
- (5) Where regulations provide for a fee to be charged in respect of any application, the Scottish Ministers need not consider the application unless the fee is paid in the manner provided for in the regulations.