



Disclosure (Scotland) Act 2020

2020 asp 13

PART 1

DISCLOSURE OF CRIMINAL HISTORY AND OTHER INFORMATION

Level 2 disclosures

PROSPECTIVE

9 Non-disclosable convictions

- (1) For the purposes of this Part, a conviction of an individual is a non-disclosable conviction if—
- (a) it is a spent conviction, and
 - (b) either—
 - (i) it is not a conviction for an offence listed in schedule 1 (a “List A offence”) or schedule 2 (a “List B offence”), or
 - (ii) it is a conviction for a List B offence and at least one of the conditions in subsection (2) is satisfied.
- (2) The conditions are—
- (a) the disposal in respect of the conviction was an admonition or an absolute discharge,
 - (b) the conviction is a childhood conviction and at least 5 years and 6 months have passed since the date of the conviction,
 - (c) the conviction is not a childhood conviction and at least 11 years have passed since the date of the conviction.
- (3) The Scottish Ministers may by regulations modify schedule 1 or 2.

Status:

This version of this provision is prospective.

Changes to legislation:

There are currently no known outstanding effects for the Disclosure (Scotland) Act 2020, Section 9.