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SCOTTISH STATUTORY INSTRUMENTS

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**2019 No. 309**

**The Management of Offenders (Scotland)  
Act 2019 (Commencement No. 1, Saving and  
Transitional Provisions) Regulations 2019**

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Management of Offenders (Scotland) Act 2019 (Commencement No. 1, Saving and Transitional Provisions) Regulations 2019 and come into force on 11 October 2019.

(2) In these Regulations—

“the Act” means the Management of Offenders (Scotland) Act 2019,

“the 1989 Act” means the Prisons (Scotland) Act 1989<sup>(1)</sup>,

“the 1993 Act” means the Prisoners and Criminal Proceedings (Scotland) Act 1993<sup>(2)</sup>.

**Appointed day**

2.—(1) Subject to paragraph (2), 11 October 2019 is the day appointed for the coming into force of the provisions of the Act specified in column 1 of the table in the schedule (the subject matter of which is described in the corresponding entry in column 2 of the table).

(2) Where a purpose is specified in column 3 of the table in the schedule, the corresponding provision in column 1 comes into force in accordance with paragraph (1) only for that purpose.

**Saving provision**

3. The amendment of section 17A(1) of the 1993 Act<sup>(3)</sup> by section 50(2) of the Act has no effect in relation to a prisoner released on licence under section 3AA of the 1993 Act<sup>(4)</sup> before the day appointed in regulation 2(1).

**Transitional provision**

4. Section 59 of the Act comes into force subject to the following transitional provisions—

(a) in section 32C(2) of the 1989 Act (as inserted by section 59(2) of the Act), all references to temporary release are references to temporary release granted to a prisoner on or after the day appointed in regulation 2(1),

(b) in section 32C(3) of the 1989 Act (as inserted by section 59(2) of the Act), all references to notification are references to notification given on or after the day appointed in regulation 2(1).

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(1) 1989 c.45.

(2) 1993 c.9.

(3) Section 17A was inserted into the 1993 Act by section 15(13) of the Management of Offenders etc. (Scotland) Act 2005.

(4) Section 3AA was inserted into the 1993 Act by section 15(5) of the Management of Offenders etc. (Scotland) Act 2005 and has been amended by [S.S.I. 2008/126](#) and [S.S.I. 2016/416](#).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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St Andrew's House,  
Edinburgh  
30th September 2019

*H YOUSAF*  
A member of the Scottish Government