

POLICY NOTE

THE CRIMINAL JUSTICE (SCOTLAND) ACT 2016 (COMMENCEMENT NO. 7) ORDER 2023

S.S.I. 2023/49 (C. 4)

1. The above instrument was made in exercise of the powers conferred by section 117(2) of the Criminal Justice (Scotland) Act 2016).

Purpose of the instrument. This Order will commence certain provisions of the Criminal Justice (Scotland) Act 2016, establishing the Police Negotiating Board for Scotland (PNBS), bringing into force certain enabling powers and rules of internal governance and enabling appointment of the chairperson.

Policy Objectives

2. Chapter 6 and Schedule 3 of the Criminal Justice Act (Scotland) 2016 provides for the establishment of the PNBS and inserts sections 55A to 55E and Schedule 2A into the Police and Fire Reform (Scotland) Act 2012.

3. The establishment of PNBS will enable a Scottish Body to negotiate police constables' terms and conditions, through collective bargaining, directly with those who manage and fund the service. This will be done with a chairperson appointed by Scottish Ministers.

4. This Order will commence certain provisions of the Criminal Justice (Scotland) Act 2016, establishing the PNBS, bringing into force certain enabling powers and rules of internal governance and enabling appointment of the chairperson.

5. The Order will enable the public appointments process to commence, to allow Scottish Ministers to appoint a chairperson for the PNBS, in time for the commencement of the new body's functions.

Scottish Government
Safer Communities Directorate
February 2023