



# Police Act 1997

## 1997 CHAPTER 50

### PART V

#### CERTIFICATES OF CRIMINAL RECORDS, &C.

#### 112 Criminal conviction certificates.

- (1) [<sup>F1</sup>The Secretary of State][<sup>F1</sup>DBS] shall issue a criminal conviction certificate to any individual who—
  - (a) makes an application <sup>F2</sup>...,
  - [<sup>F3</sup>(aa) is aged 16 or over at the time of making the application,] and
  - (b) [<sup>F4</sup>pays in the prescribed manner any prescribed fee]
- (2) A criminal conviction certificate is a certificate which—
  - (a) gives the prescribed details of every conviction [<sup>F5</sup>or conditional caution] of the applicant which is recorded in central records, or
  - (b) states that there [<sup>F6</sup>is no such conviction][<sup>F6</sup>are no such convictions and conditional cautions].
- (3) In this section—

“central records” means such records of convictions [<sup>F7</sup>and conditional cautions] held for the use of police forces generally as may be prescribed;

[<sup>F8</sup>“conditional caution” means a caution given under section 22 of the Criminal Justice Act 2003 (c. 44) or section 66A of the Crime and Disorder Act 1998, other than one that is spent for the purposes of Schedule 2 to the Rehabilitation of Offenders Act 1974.]

“conviction” means a conviction within the meaning of the <sup>M1</sup>Rehabilitation of Offenders Act 1974, other than a spent conviction.
- (4) Where an applicant has received a criminal conviction certificate, [<sup>F9</sup>the Secretary of State][<sup>F9</sup>DBS] may refuse to issue another certificate to that applicant during such period as may be prescribed.

*Changes to legislation: Police Act 1997, Section 112 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

### Textual Amendments

- F1** Words in s. 112(1) substituted (E.W.) (1.12.2012) by [The Protection of Freedoms Act 2012 \(Disclosure and Barring Service Transfer of Functions\) Order 2012 \(S.I. 2012/3006\)](#), arts. 1(1), **37(a)** (with Pt. 4)
- F2** Words in s. 112(1)(a) repealed (S.) (11.1.2008) by [Protection of Vulnerable Groups \(Scotland\) Act 2007 \(asp 14\)](#), **ss. 79(1)**, 101(2) (with **ss. 90, 99**); [S.S.I. 2007/564](#), art. 2, sch.; and words repealed (E.W.N.I.) (29.1.2010) by [Policing and Crime Act 2009 \(c. 26\)](#), **ss. 97(2)**, 116(1), **Sch. 8 Pt. 8**; [S.I. 2010/125](#), art. 2(n)(u)
- F3** S. 112(1)(aa) inserted (E.W.) (10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157)) by [Protection of Freedoms Act 2012 \(c. 9\)](#), **ss. 80(1)**, 120 (with s. 97); [S.I. 2012/2234](#), art. 2(s) (with art. 5)
- F4** S. 112(1)(b) substituted (S.) (7.2.2006) by [The Police Act 1997 Amendment \(Scotland\) Order 2006 \(S.S.I. 2006/50\)](#), arts. 1(1), **2(1)(b)**
- F5** Words in s. 112(2)(a) inserted (E.W.) (10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157)) by [Protection of Freedoms Act 2012 \(c. 9\)](#), **ss. 84(a)**, 120 (with s. 97); [S.I. 2012/2234](#), art. 2(v)
- F6** Words in s. 112(2)(b) substituted (E.W.) (10.9.2012 immediately after the coming into force of the Safeguarding Vulnerable Groups (Miscellaneous Amendments) Order 2012 (S.I. 2012/2157)) by [Protection of Freedoms Act 2012 \(c. 9\)](#), **ss. 84(b)**, 120 (with s. 97); [S.I. 2012/2234](#), art. 2(v)
- F7** Words in s. 112 inserted (E.W.) (19.12.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), **ss. 50(2)(a)**, 153(7); [S.I. 2008/3260](#), art. 2(1)(b)
- F8** Words in s. 112 inserted (E.W.) (19.12.2008) by [Criminal Justice and Immigration Act 2008 \(c. 4\)](#), **ss. 50(2)(b)**, 153(7); [S.I. 2008/3260](#), art. 2(1)(b)
- F9** Words in s. 112(4) substituted (E.W.) (1.12.2012) by [The Protection of Freedoms Act 2012 \(Disclosure and Barring Service Transfer of Functions\) Order 2012 \(S.I. 2012/3006\)](#), arts. 1(1), **37(a)** (with Pt. 4)

### Commencement Information

- I1** S. 112 not in force at Royal Assent, see [s. 135\(1\)](#)
- I2** S. 112 in force at 1.4.2008 for N.I. by [S.I. 2008/692](#), **art. 2(a)**
- I3** S. 112 in force at 10.3.2014 for E.W. by [S.I. 2014/237](#), **art. 2**

### Marginal Citations

- M1** [1974 c. 53](#).

**Changes to legislation:**

Police Act 1997, Section 112 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

View outstanding changes

**Changes and effects yet to be applied to :**

- s. 112(1)(a) insertion of words by 2003 c. 44, Sch. 35 para. 2 extended to N.I. by [2005 c. 15 s. 167\(a\)](#)
- s. 112(2) words substituted by [2007 asp 14 s. 78\(1\)](#)
- s. 112(2)(a) word substituted by [2022 c. 32 Sch. 11 para. 10\(2\)](#)
- s. 112(2)(b) word substituted by [2022 c. 32 Sch. 11 para. 10\(2\)](#)
- s. 112(3) word substituted by [2022 c. 32 Sch. 11 para. 10\(3\)\(a\)](#)
- s. 112(3) words inserted by [2022 c. 32 Sch. 11 para. 10\(3\)\(c\)](#)
- s. 112(3) words omitted by [2022 c. 32 Sch. 11 para. 10\(3\)\(b\)](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 112(2A) inserted by [2011 c. 24 \(N.I.\) s. 101](#)
- s. 112(2A) inserted by [2009 c. 26 s. 93](#) (This amendment not applied to legislation.gov.uk. S. 93 repealed (10.9.2012) without ever being in force by 2012 c. 9, ss. 79(1), 120, Sch. 10 Pt. 6; S.I. 2012/2234, art. 2(cc))
- s. 113(3)(e) words inserted by [S.S.I. 2006/50 art. 2\(2\)](#)
- s. 113(3G) inserted by [2002 c. 32 Sch. 12 para. 14](#)
- s. 113(3G) inserted by 2002 c. 32, Sch. 12 para. 14 (as extended) by [2003 asp 5 s. 12\(1\)\(c\)](#)
- s. 113(3EA)(3EB) inserted by [S.I. 2003/417 \(N.I.\) art. 17\(4\)](#)
- s. 113(3EC)(3ED) inserted by [S.I. 2003/417 \(N.I.\) art. 47\(3\)](#)
- s. 113(4A) inserted by [2003 c. 44 Sch. 35 para. 3\(3\)](#)
- s. 113(4A) insertion by 2003 c. 44, Sch. 35 para. 3(3) extended to N.I. by [2005 c. 15 s. 167\(a\)](#)
- s. 113A(6A)-(6C) inserted by [2011 asp 1 s. 188\(b\)](#)
- s. 115(5)(ec) inserted by [2002 c. 32 Sch. 12 para. 15\(2\)](#)
- s. 115(5)(ec) inserted by 2002 c. 32, Sch. 12 para. 15(2) (as extended) by [2003 asp 5 s. 12\(1\)\(c\)](#)
- s. 115(5)(ga) inserted by [2001 c. 12 s. 21](#) (Amendment not applied to legislation.gov.uk. S. 21 repealed (6.4.2006 for E.W.) by 2003 c. 44, Sch. 37 Pt. 11; S.I. 2006/751, art. 2(d))
- s. 115(6BB) inserted by [2002 c. 32 Sch. 12 para. 15\(3\)](#)
- s. 115(6BB) inserted by 2002 c. 32, Sch. 12 para. 15(3) (as extended) by [2003 asp 5 s. 12\(1\)\(c\)](#)
- s. 115(6EA) inserted by [S.I. 2003/417 \(N.I.\) art. 17\(5\)](#)
- s. 115(6EB) inserted by [S.I. 2003/417 \(N.I.\) art. 47\(4\)](#)
- s. 115(9A)(9B) inserted by [2003 c. 44 Sch. 35 para. 4\(5\)](#)
- s. 115(9A)(9B) insertion by 2003 c. 44, Sch. 35 para. 4(5) extended to N.I. by [2005 c. 15 s. 167\(a\)](#)
- s. 118(2ZA) inserted by [2009 c. 26 s. 95](#)
- s. 118(2ZA) words substituted by [S.I. 2012/3006 art. 37\(j\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 118(2ZA) by 2009 c. 26, s. 95 is still prospective)
- s. 121(a) inserted by [2006 asp 10 s. 3\(8\)\(a\)](#)
- Sch. 8B para. 102(ea) inserted by [2023 c. 47 s. 3\(2\)](#)