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STATUTORY INSTRUMENTS

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**2009 No. 203**

**The Police Act 1997 (Criminal Records)  
(Electronic Communications) Order 2009**

**Amendments to the Police Act 1997**

**3.—**(1) Section 113A (criminal record certificates) is amended as follows.

(2) After subsection (2) insert—

“(2A) But an application for a criminal record certificate need not be countersigned by a registered person if—

- (a) the application is transmitted to the Secretary of State electronically by a registered person who satisfies conditions determined by the Secretary of State, and
- (b) it is transmitted in accordance with requirements determined by the Secretary of State.”

(3) In subsection (4) for “the registered person who countersigned” substitute “whoever acted as the registered person in relation to”.

(4) After subsection (8) insert—

“(9) For the purposes of this Part a person acts as the registered person in relation to an application for a criminal record certificate if the person—

- (a) countersigns the application, or
- (b) transmits the application to the Secretary of State under subsection (2A).”