
STATUTORY INSTRUMENTS

2009 No. 203

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

Amendments to the Police Act 1997

- 4.—(1) Section 113B (enhanced criminal record certificates) is amended as follows.
- (2) After subsection (2) insert—
- “(2A) But an application for an enhanced 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 (6) for “the registered person who countersigned” substitute “whoever acted as the registered person in relation to”.
- (4) After subsection (11) insert—
- “(12) For the purposes of this Part a person acts as the registered person in relation to an application for an enhanced criminal record certificate if the person—
- (a) countersigns the application, or
 - (b) transmits the application to the Secretary of State under subsection (2A).”