

SCHEDULE 1

Article 4(1)

Modifications to provisions of Part 5 of the 2012 Act

1. In section 79 (restriction on information provided to certain persons)—
 - (a) omit subsection (1);
 - (b) in subsection (3) for “120AB” substitute “120ZA”.
2. In section 80 (minimum age for applicants for certificates or to be registered)—
 - (a) in the heading omit “or to be registered”;
 - (b) omit subsection (2).
3. In section 82 (enhanced criminal record certificates: additional safeguards) in subsection (3) (a) at the end of the inserted definition of “relevant chief officer” add “and the Chief Officer of the salaried Police Force of the Island of Guernsey”.
4. After section 84 insert the following section—

“84A Consequential amendments, repeals and revocations

- (1) Schedule 9 (consequential amendments) has effect.
 - (2) The provisions listed in Schedule 10 are repealed or (as the case may be) revoked to the extent specified.”
5. In section 87 (formation and constitution of DBS) omit subsection (3).
 6. In section 88 (transfer of functions to DBS and dissolution of ISA) for subsection (2) substitute—

“(2) The Secretary of State may by order transfer to DBS any function of the Secretary of State under, or in connection with, Part 5 of the Police Act 1997 (criminal records).”.
 7. In section 89 (orders under section 88)—
 - (a) omit subsections (2) to (4);
 - (b) for subsection (5) substitute—

“(5) In this section “enactment” does not—

 - (a) include—
 - (i) a Law enacted, or
 - (ii) an Ordinance made,by the States of Guernsey, the States of Alderney or the Chief Pleas of Sark,
 - (b) include a statutory instrument made under any such Law or Ordinance.”

SCHEDULE 2

Article 4(3)

Modifications to Part 6 of Schedule 9 to the 2012 Act

1. Omit paragraphs 36 and 37.
2. Omit paragraphs 40 to 42.
3. Omit paragraphs 43 to 103.

Status: This is the original version (as it was originally made).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

SCHEDULE 3

Article 4(4)

Modifications to Part 7 of Schedule 9 to the 2012 Act

1. In paragraph 109—
 - (a) in sub-paragraph (2)(b) for “, 117A” substitute “or 117A”;
 - (b) in sub-paragraph (3), in the inserted subsection (3A)—
 - (i) for the first reference to the “Secretary of State” substitute “Home Department of the States of Guernsey”;
 - (ii) after “fingerprints” insert “for transmission to the Secretary of State”.
2. In paragraph 110—
 - (a) for sub-paragraph (2) substitute—

“(2) In subsection (1A) after ‘certificate’ insert ‘, or the provision of up-date information under section 116A’.”;
 - (b) for sub-paragraph (5) substitute—

“(5) In subsection (4) after ‘certificate’ insert ‘, or the provision of up-date information under section 116A’.”;
 - (c) for sub-paragraph (6) substitute—

“(6) In subsection (8) after ‘certificate’ insert ‘, or the provision of up-date information under section 116A’.”.
3. For paragraph 112 substitute—

“**112.**—(1) Section 120 (registered persons) is amended as follows.

(2) In subsection 2, after paragraph (a) insert “and”.”
4. Omit paragraphs 113 and 114.
5. Omit paragraph 117.
6. Omit paragraphs 119 to 129.

SCHEDULE 4

Article 4(5)

Modifications to Part 5 of Schedule 10 to the 2012 Act

For Part 5 substitute—

“PART 5

SAFEGUARDING OF VULNERABLE GROUPS

Short title

Extent of repeal or revocation

Short title
Police Act 1997(1)

Extent of repeal or revocation
Section 113BA(2)(b) to (d)

Section 113BB(2)(b) to (d)”

SCHEDULE 5

Article 4(6)

Modifications to Part 6 of Schedule 10 to the 2012 Act
For Part 6 substitute—

“PART 6
CRIMINAL RECORDS

Short title

Extent of repeal

Police Act 1997

Section 113A(4).

In section 113B—

- (a) in subsection (4), the words
“, in the chief officer’s opinion”,
- (b) subsections (5) and (6),
and
- (c) in subsection (9), the definition of
“relevant police force”.

In section 119B—

- (a) subsection (5)(a), and
- (b) in subsection (5)(c), the words
from “or disclosed” to the end.

In section 124—

(1) 1997 c.50.

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

Short title

Extent of repeal

- (a) in subsection (4)(b), the words “(5) or”, and
- (b) subsection (5).

In section 124A(1)(c), the words “or registered person”.

Safeguarding Vulnerable Groups Act 2006

In Schedule 9, paragraph 14(5) and (6).”