

---

STATUTORY INSTRUMENTS

---

**2018 No. 46**

**The Criminal Justice (Scotland) Act 2016  
(Consequential Provisions) Order 2018**

*Codes of practice under the 2016 Act*

**Code of practice about searches**

**11.**—(1) The 2016 Act is amended as follows.

(2) In section 74(4)—

- (a) at the end of paragraph (b), omit the word “or”; and
- (b) after paragraph (c) insert—
  - “(d) the British Transport Police Authority,
  - (e) the chief constable of the British Transport Police Force,
  - (f) the Civil Nuclear Police Authority,
  - (g) the chief constable of the Civil Nuclear Constabulary,
  - (h) the chief constable of the Ministry of Defence Police, or
  - (i) the Secretary of State.”.

(3) In section 76(2), after paragraph (e) insert—

- “(ea) the British Transport Police Authority,
- (eb) the chief constable of the British Transport Police Force,
- (ec) the Civil Nuclear Police Authority,
- (ed) the chief constable of the Civil Nuclear Constabulary,
- (ee) the chief constable of the Ministry of Defence Police,
- (ef) the Commissioners for Her Majesty’s Revenue and Customs,
- (eg) the Director of Border Revenue,
- (eh) the National Crime Agency,
- (ei) for each of the persons mentioned in paragraphs (ea) to (eh), the Secretary of State.”.