

## SCHEDULE 2

Exercise of functions by constables and members of non-territorial police organisations

### **Application of 2016 Act to British Transport Police Force**

2. After section 31 of the Railways and Transport Safety Act 2003<sup>(1)</sup> insert—

#### **“31A Exercise of powers and privileges in Scotland**

(1) Where a constable of the Police Force exercises in Scotland any power or privilege of a constable, Parts 1 and 2 of the Criminal Justice (Scotland) Act 2016 (in this section “the 2016 Act”) apply in relation to the exercise as though the power or privilege were exercised by a constable of the Police Service of Scotland.

(2) For the purposes of subsection (1)—

- (a) in section 64 of the 2016 Act (police custody), references to a person arrested by a constable are to be read as including a person arrested by a constable of the Police Force,
- (b) section 69 of the 2016 Act (publication of information by police) does not apply.”.

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(1) 2003 c.20.