



Disclosure
SCOTLAND



The Police Act 1997 (Criminal Records)(Scotland) Amendment Regulations 2008 (Scottish Statutory Instrument (SSI) 2008/6)

The above piece of legislation came into force on 6 February 2008 and details a number of changes to the Disclosure service provided by Disclosure Scotland. The new regulations (hereinafter referred to as the *Amendment*) amend The Police Act 1997 (Criminal Records)(Scotland) Regulations 2006 (hereinafter referred to as the *principal Regulations*). Both the [Amendment](#) and the [principal Regulations](#) are available on the Publications Page of www.disclosurescotland.co.uk

The following summarises the main provisions contained in the Amendment – reference should be made to SSI 2008/6 for full details:-

- regulation No's. 3 and 4 prescribe additional relevant police forces from which Disclosure Scotland can request information which may be relevant and ought to be included in an Enhanced certificate;
- regulation No 5 amends provisions whereby Enhanced Disclosures can be required for various matters in respect of operating and personal licences under Parts 5 and 6 of the Gambling Act 2005 and for proceedings before a Sheriff in respect of applications for intervention or guardianship orders within the meaning of the Adults with Incapacity (Scotland) Act 2000;
- regulation 6 amends provisions whereby Enhanced Disclosures can be required by various individuals:-
 - appointed or seeking appointment as a member of any management board established to assist HM inspectors or any employment or work for HM inspectors involved in inspections of various education, children and social work services.
 - appointed or seeking appointment to any office, employment or work concerned with the administration of, or is otherwise normally carried out wholly or partly within the precincts of a prison, remand centre, YOI, detention centre or removal centre or as a member of a visiting committee appointed under rules made under various sections of the Prisons (Scotland) Act 1989.
- Regulations 7 and 8 relate to internal Disclosure service matters.