



# Scottish Commission for Human Rights Act 2006

2006 asp 16

## *Inquiries*

### **11 Places of detention: powers of entry, inspection and interview**

- (1) For the purposes of an inquiry, the Commission may—
  - (a) enter any place of detention for the purpose of exercising any power under paragraph (b) or (c),
  - (b) inspect the place of detention, and
  - (c) conduct interviews in private with any person detained there, with that person's consent.
- (2) In this section, “place of detention” means any premises, vehicle or other place in or at which an individual is or may be detained by, or with the authority or consent of, a Scottish public authority.
- (3) For the purposes of subsection (2), an individual is detained in or at a place if he or she is imprisoned there or otherwise deprived (to any extent) of his or her liberty to leave the place.
- (4) For the purposes of subsection (1)(c), an interview is in private if it is outwith the hearing of any person involved in the management or control of the place of detention or working at the place of detention.
- (5) Schedule 3 makes further provision in connection with the exercise of the powers under subsection (1).