



Custodial Sentences and Weapons (Scotland) Act 2007

2007 asp 17

PART 2

CONFINEMENT AND RELEASE OF PRISONERS

CHAPTER 3

COMMUNITY AND LIFE LICENCES

The standard conditions

28 Release on licence: the standard conditions

- (1) Where a prisoner is released on licence by virtue of this Part, the prisoner is released subject to the standard conditions.
- (2) The standard conditions are—
 - (a) that the prisoner must be of good behaviour, and
 - (b) that, subject to subsection (3), the prisoner is prohibited from leaving the United Kingdom.
- (3) Paragraph (b) of subsection (2) does not apply if—
 - (a) the prisoner falls within subsection (4), or
 - (b) the Scottish Ministers permit, or a person designated by them for the purposes of this section permits, the prisoner to leave the United Kingdom.
- (4) The prisoner falls within this subsection if—
 - (a) the prisoner is liable to deportation under section 3(5) of the Immigration Act 1971 (c. 77) and has been notified of a decision to make a deportation order,
 - (b) the prisoner is liable to deportation under section 3(6) of that Act,
 - (c) the prisoner has been notified of a decision to refuse the prisoner leave to enter the United Kingdom,

Status: This is the original version (as it was originally enacted).

- (d) the prisoner is an illegal entrant within the meaning of section 33(1) of that Act,
- (e) the prisoner is liable to removal under section 10 of the Immigration and Asylum Act 1999 (c. 33).