



# Custodial Sentences and Weapons (Scotland) Act 2007

2007 asp 17

## PART 2

### CONFINEMENT AND RELEASE OF PRISONERS

## CHAPTER 3

### COMMUNITY AND LIFE LICENCES

#### *Revocation*

#### **38 Compassionate release: additional ground for revocation of licence**

- (1) This section applies if—
  - (a) a prisoner is released on licence by virtue of section 27(1), and
  - (b) the Scottish Ministers are satisfied that there are no longer compassionate grounds justifying the prisoner's release on licence by virtue of that section.
- (2) The Scottish Ministers must revoke the licence.
- (3) If the prisoner is not detained as mentioned in section 36(1)(b), the Scottish Ministers must recall the prisoner to prison.