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**Changes to legislation:** Criminal Justice (Scotland) Act 2016, Paragraph 36 is up to date with all changes known to be in force on or before 20 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULE 2 MODIFICATIONS IN CONNECTION WITH PART 1

### PART 2

#### FURTHER MODIFICATIONS

##### *Other enactments*

36 In section 6D of the Road Traffic Act 1988, for subsection (2A) there is substituted—

“(2A) Instead of, or before, arresting a person under this section, a constable may detain the person at or near the place where the preliminary test was, or would have been, administered with a view to imposing on the person there a requirement under section 7.”.

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#### **Commencement Information**

**II** Sch. 2 para. 36 in force at 25.1.2018 by S.S.I. 2017/345, art. 3, sch. (with art. 4)

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[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act expiry of affecting provision 2022 asp 8, sch. para. 15 by [S.S.I. 2023/360 reg. 2\(a\)](#)