
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 423

**The Police Act 1997 and the Protection of Vulnerable
Groups (Scotland) Act 2007 Remedial (No. 2) Order 2015**

Transitional provision

Current applications for criminal record certificates and enhanced criminal record certificates under sections 113A, 113B, 114 and 116 of the 1997 Act

- 5.—(1) Paragraph (2) of this article applies where the Scottish Ministers—
- (a) have, before the relevant date, received an application for—
 - (i) a criminal record certificate under section 113A (criminal record certificates) or, as the case may be, section 114 (criminal record certificates: Crown employment) of the 1997 Act; or
 - (ii) an enhanced criminal record certificate under section 113B (enhanced criminal record certificates) or, as the case may be, section 116 (enhanced criminal record certificates: judicial appointments and Crown employment) of the 1997 Act; and
 - (b) have not by that date issued the certificate.
- (2) An application referred to in paragraph (1) is to be treated for all purposes as having been received after the relevant date.
- (3) Paragraph (4) applies where before the relevant date the Scottish Ministers have issued—
- (a) a criminal record certificate under section 113A or, as the case may be, section 114 of the 1997 Act; or
 - (b) an enhanced criminal record certificate under section 113B or, as the case may be, section 116 of the 1997 Act.
- (4) Section 116ZB(2) of the 1997 Act as inserted by article 3(4) of this Order does not apply in relation to the certificate.