



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART XI

SENTENCING

[^{F1}Offender supervision requirement

[^{F1}227G Offender supervision requirement

- (1) In this Act, an “offender supervision requirement” is, in relation to an offender, a requirement that, during the specified period, the offender must attend appointments with the responsible officer or another person determined by the responsible officer, at such time and place as may be determined by the responsible officer, for the purpose of promoting the offender's rehabilitation.
- (2) On imposing a community payback order, the court must impose an offender supervision requirement if—
 - (a) the offender is under 18 years of age at the time the order is imposed, or
 - (b) the court, in the order, imposes—
 - (i) a compensation requirement,
 - (ii) a programme requirement,
 - (iii) a residence requirement,
 - (iv) a mental health [^{F2}treatment] requirement,
 - (v) a drug treatment requirement,
 - (vi) an alcohol treatment requirement, ^{F3}...
 - (vii) a conduct requirement [^{F4}, or
 - (viii) a restricted movement requirement.]
- (3) The specified period must be at least 6 months and not more than 3 years.
- (4) Subsection (3) is subject to [^{F5}subsections (4A) and (5)].

Changes to legislation: Criminal Procedure (Scotland) Act 1995, Section 227G is up to date with all changes known to be in force on or before 02 May 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

- [Where an offender supervision requirement is imposed because of the imposition of ^{F6}(4A) a restricted movement requirement—
- (a) the minimum period in subsection (3) does not apply,
 - (b) the court must ensure that the specified period does not expire before the expiry of the period during which the restricted movement requirement has effect by virtue of section 227ZF(5)(b).]
- (5) In the case of an offender supervision requirement imposed on a person aged 16 or 17 along with only a level 1 unpaid work or other activity requirement, the specified period must be no more than whichever is the greater of—
- (a) the specified period under section 227L in relation to the level 1 unpaid work or other activity requirement, and
 - (b) 3 months.
- (6) In this section, “specified”, in relation to an offender supervision requirement, means specified in the requirement.]

Textual Amendments

- F1** Ss. 227A-227ZN and cross-headings inserted (1.2.2011 except for the insertion of s. 227ZM, 1.4.2011 in so far as not already in force) by [Criminal Justice and Licensing \(Scotland\) Act 2010 \(asp 13\)](#), [ss. 14\(1\)](#), [206\(1\)](#); S.S.I. 2010/413, [art. 2](#), [sch.](#) (with [art. 3\(1\)](#))
- F2** Word in [s. 227G\(2\)\(b\)\(iv\)](#) inserted (17.5.2022) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), [s. 63\(2\)](#), [sch. 1 para. 2\(3\)\(a\)\(i\)](#); S.S.I. 2022/94, [reg. 2\(2\)\(l\)](#) (with [regs. 1\(2\)](#), [3\(2\)](#))
- F3** Word in [s. 227G\(2\)\(b\)\(vii\)](#) repealed (17.5.2022) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), [s. 63\(2\)](#), [sch. 1 para. 2\(3\)\(a\)\(ii\)](#); S.S.I. 2022/94, [reg. 2\(2\)\(l\)](#) (with [regs. 1\(2\)](#), [3\(2\)](#))
- F4** [S. 227G\(2\)\(b\)\(viii\)](#) and word inserted (17.5.2022) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), [s. 63\(2\)](#), [sch. 1 para. 2\(3\)\(a\)\(iii\)](#); S.S.I. 2022/94, [reg. 2\(2\)\(l\)](#) (with [regs. 1\(2\)](#), [3\(2\)](#))
- F5** Words in [s. 227G\(4\)](#) substituted (17.5.2022) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), [s. 63\(2\)](#), [sch. 1 para. 2\(3\)\(b\)](#); S.S.I. 2022/94, [reg. 2\(2\)\(l\)](#) (with [regs. 1\(2\)](#), [3\(2\)](#))
- F6** [S. 227G\(4A\)](#) inserted (17.5.2022) by [Management of Offenders \(Scotland\) Act 2019 \(asp 14\)](#), [s. 63\(2\)](#), [sch. 1 para. 2\(3\)\(c\)](#); S.S.I. 2022/94, [reg. 2\(2\)\(l\)](#) (with [regs. 1\(2\)](#), [3\(2\)](#))

Changes to legislation:

Criminal Procedure (Scotland) Act 1995, Section 227G is up to date with all changes known to be in force on or before 02 May 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.

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5A inserted by [2010 asp 13 Sch. 7 para. 26](#)
- s. 13(1B)(1C) inserted by [2006 asp 10 s. 82\(2\)](#)
- s. 13(2)(aa) inserted by [2006 asp 10 s. 82\(3\)\(b\)](#)
- s. 13(3A) inserted by [2006 asp 10 s. 82\(4\)](#)
- s. 13(5)(ba) inserted by [2006 asp 10 s. 82\(5\)\(a\)](#)
- s. 13(6)(a)(iii) and word inserted by [2006 asp 10 s. 82\(6\)\(b\)](#)
- s. 13(8) inserted by [2006 asp 10 s. 82\(7\)](#)
- s. 22(5A) inserted by [2007 asp 6 s. 7\(2\)\(g\)](#)
- s. 22A(1A) inserted by [2023 asp 4 s. 1\(2\)](#)
- s. 23B(1)(1A) substituted for s. 23B(1) by [2023 asp 4 s. 2\(2\)\(a\)](#)
- s. 23B(6A) inserted by [2023 asp 4 s. 1\(3\)\(c\)](#)
- s. 23B(8)-(10) inserted by [2023 asp 4 s. 2\(2\)\(c\)](#)
- s. 23C(1A) inserted by [2023 asp 4 s. 2\(3\)\(b\)](#)
- s. 23C(3) inserted by [2023 asp 4 s. 2\(3\)\(c\)](#)
- s. 24(2C) inserted by [2023 asp 4 s. 4\(4\)](#)
- s. 24(2AA) inserted by [2023 asp 4 s. 4\(2\)](#)
- s. 73A inserted by [2004 asp 3 s. 2\(3\)](#)
- s. 167(7D)(7E) inserted by [2007 asp 17 sch. 4 para. 1\(3\)](#)
- s. 167(7D) words substituted by [2010 asp 13 Sch. 3 para. 16\(2\)](#)
- s. 167(7E) words substituted by [2010 asp 13 Sch. 3 para. 16\(3\)](#)
- s. 194ZA repealed by [2014 asp 18 sch. 3 para. 25](#)
- s. 200A inserted by [2016 asp 1 s. 85](#)
- s. 205A added by [1997 c. 48 s. 1\(1\)](#) (This amendment not applied to legislation.gov.uk. 1997 c. 48, s. 1 repealed (27.6.2003) without ever being in force by [2003 asp 7, s. 19\(3\)](#); S.S.I. 2003/288, art. 2, Sch.)
- s. 210ZA inserted by [2023 asp 4 s. 5](#)
- s. 249(4A)-(4D) inserted by [2014 asp 1 s. 24](#)
- s. 271D(4A) inserted by [2019 asp 8 s. 6\(4\)](#)
- s. 271F(2)(aa) inserted by [2019 asp 8 s. 10\(4\)](#)
- s. 271AA inserted by [2019 asp 8 s. 6\(2\)](#)
- s. 271BZD inserted by [2019 asp 8 s. 3\(2\)](#)
- s. 288AB288AC inserted by [2024 asp 1 s. 32\(3\)](#)
- Sch. 5A added by [1997 c. 48 s. 1\(2\)](#) (This amendment not applied to legislation.gov.uk. 1997 c. 48, s. 1 repealed (27.6.2003) without ever being in force by [2003 asp 7, s. 19\(3\)](#); S.S.I. 2003/288, art. 2, Sch.)