



# Protection of Vulnerable Groups (Scotland) Act 2007

2007 asp 14

## PART 2

### VETTING AND DISCLOSURE

#### *Evidence of identity*

VALID FROM 28/02/2011

#### **62 Evidence of identity**

- (1) An individual making—
- (a) an application to join, or to be removed from, the Scheme,
  - (b) a request to correct a scheme record, or
  - (c) a disclosure request,
- must provide Ministers with such evidence of identity as they may require.
- (2) Ministers need not consider such an application or request if—
- (a) the individual fails to comply with a requirement under this section or section 63, or
  - (b) the evidence provided does not satisfy them as to the individual's identity.

#### **63 Power to use fingerprints to check applicant's identity**

- (1) Ministers may require an applicant to join the Scheme, or a scheme member, to have fingerprints taken in such manner, and at such place, as may be prescribed for the purposes of enabling or assisting Ministers to satisfy themselves as to the identity of the applicant or, as the case may be, scheme member.

*Status: Point in time view as at 18/04/2010. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Protection of Vulnerable Groups (Scotland) Act 2007, Cross Heading: Evidence of identity is up to date with all changes known to be in force on or before 14 June 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)*

- (2) But Ministers may require an individual to have fingerprints taken under subsection (1) only if they are not satisfied by other evidence provided under section 62(1) as to the individual's identity.
- (3) Ministers must arrange the destruction of any such fingerprints as soon as reasonably practicable after they have been used for the purposes mentioned in subsection (1).
- (4) Any person who holds records of fingerprints for the use of police forces generally must make those records available to Ministers for the purposes of this section.
- (5) This section does not affect the generality of section 62 in relation to any other type of evidence of identity.

**Commencement Information**

**II** S. 63(1) in force at 18.4.2010 for specified purposes by [S.S.I. 2010/133](#), [art. 2](#), [Sch.](#)

**64 Power to use personal data to check applicant's identity**

- (1) Ministers may use information given to them by personal data holders to check evidence of identity given to them for the purposes of section 62.
- (2) Personal data holders are—
  - The Identity and Passport Service
  - The Driver and Vehicle Licensing Agency
  - Ministers of the Crown in connection with keeping of records of national insurance numbers
  - Such other persons holding data about individuals as may be prescribed

**Commencement Information**

**I2** S. 64(2) in force at 18.4.2010 for specified purposes by [S.S.I. 2010/133](#), [art. 2](#), [Sch.](#)

**Status:**

Point in time view as at 18/04/2010. This version of this cross heading contains provisions that are not valid for this point in time.

**Changes to legislation:**

Protection of Vulnerable Groups (Scotland) Act 2007, Cross Heading: Evidence of identity is up to date with all changes known to be in force on or before 14 June 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.