

*Status: Point in time view as at 01/12/2015. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: There are currently no known outstanding effects for the Air Weapons and Licensing (Scotland) Act 2015, Cross Heading: Public servants carrying out official duties. (See end of Document for details)*

VALID FROM 31/12/2016

## SCHEDULE 1 EXEMPTIONS

### *Public servants carrying out official duties*

- 17 (1) It is not an offence under this Part for a person listed in sub-paragraph (3) to carry out an activity listed in sub-paragraph (2) without holding an air weapon certificate, if the carrying out of the activity is for or in connection with the person's duties.
- (2) The activities are the use, possession, purchase, acquisition, manufacture, testing, repair, sale, transfer or disposal of an air weapon.
- (3) The persons are—
- (a) a constable,
  - (b) a member of police staff,
  - (c) a police cadet appointed under section 25 of the Police and Fire Reform (Scotland) Act 2012,
  - (d) a person providing forensic services in pursuance of section 31 of the Police and Fire Reform (Scotland) Act 2012,
  - (e) a member of the Ministry of Defence Police appointed on the nomination of the Secretary of State under section 1 of the Ministry of Defence Police Act 1987,
  - (f) a member of the British Transport Police,
  - (g) a member of the Civil Nuclear Constabulary,
  - (h) a civilian officer of the British Transport Police or the Civil Nuclear Constabulary,
  - (i) a member of any other police force while executing a warrant or otherwise acting in Scotland by virtue of any enactment conferring powers on the member in Scotland,
  - (j) a person in the armed forces of Her Majesty,
  - (k) a member of the armed forces of another country when that member is serving with the armed forces of Her Majesty,
  - (l) the Queen's and Lord Treasurer's Remembrancer (or a person authorised to act on the Remembrancer's behalf).
- (4) In this paragraph “armed forces” means naval, military or air services.

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