



Post Office (Horizon System) Offences (Scotland) Act 2024

2024 asp 6

Quashing of convictions

3 Identification and notification of quashed convictions

- (1) The Scottish Ministers must take all reasonable steps to identify the convictions quashed by section 1(1).
- (2) Where the Scottish Ministers identify that a person's conviction has been quashed by section 1(1), the Scottish Ministers must notify the convicting court of the details of the conviction.
- (3) As soon as is reasonably practicable after receiving notification under subsection (2), the convicting court must enter, instead of the record of conviction, a record that the conviction was quashed by this Act.
- (4) Where the Scottish Ministers identify that a person's conviction has been quashed by section 1(1), the Scottish Ministers—
 - (a) must take all reasonable steps to notify the person, or, if the person is no longer alive, the person's personal representatives, that the conviction has been quashed, or
 - (b) if it is not reasonably practicable to give a notification under paragraph (a), must take all reasonable steps to—
 - (i) identify some other person whom the Scottish Ministers consider it appropriate to notify, and
 - (ii) notify that person that the conviction has been quashed.
- (5) For the purpose of identifying convictions quashed by section 1(1), the Scottish Ministers must, in particular, consider any representations made to the Scottish Ministers which claim that a person has been convicted of a relevant offence, whether or not made by that person.
- (6) In this section, "the convicting court", in relation to a person's conviction, means the court by or before which the person was convicted.

Changes to legislation: There are currently no known outstanding effects for the Post Office (Horizon System) Offences (Scotland) Act 2024, Section 3. (See end of Document for details)

Commencement Information

II S. 3 in force at 14.6.2024, see [s. 10](#)

Changes to legislation:

There are currently no known outstanding effects for the Post Office (Horizon System) Offences (Scotland) Act 2024, Section 3.