

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

SCHEDULES

SCHEDULE 5

Section 82

PERSONS SPECIFIED FOR THE PURPOSES OF SECTION 82

- [^{F1}1 A person who is or might be, or who has been, a witness in legal proceedings (whether or not in the United Kingdom).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I1** Sch. 5 para. 1 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I2 Sch. 5 para. 1 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 2 A person who has complied with a disclosure notice given to him by virtue of section 62(1).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I3** Sch. 5 para. 2 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
I4 Sch. 5 para. 2 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 3 (1) A person who has been given an immunity notice under section 71(1) if the notice continues to have effect in relation to him.
(2) A person who has been given a restricted use undertaking under section 72(1) if the undertaking continues to have effect in relation to him.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I5** Sch. 5 para. 3 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
I6 Sch. 5 para. 3 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 4 A person who is or has been a member of a jury.

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I7** Sch. 5 para. 4 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I8 Sch. 5 para. 4 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 5 A person who holds or has held judicial office (whether or not in the United Kingdom).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I9** Sch. 5 para. 5 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I10 Sch. 5 para. 5 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 6 A person who is or has been a justice of the peace or who holds or has held a position comparable to that of a justice of the peace in a place outside the United Kingdom.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I11** Sch. 5 para. 6 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
I12 Sch. 5 para. 6 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 7 A person who is or has been a member of an international tribunal which has jurisdiction in criminal matters.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I13** Sch. 5 para. 7 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
I14 Sch. 5 para. 7 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 8 A person who conducts or has conducted criminal prosecutions (whether or not in the United Kingdom).

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I15** Sch. 5 para. 8 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I16 Sch. 5 para. 8 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 9 (1) A person who is or has been the Director of Public Prosecutions for England and Wales.
(2) A person who is or has been a member of staff of the Crown Prosecution Service for England and Wales.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I17** Sch. 5 para. 9 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I18 Sch. 5 para. 9 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 10 (1) A person who is or has been the Director or deputy Director of Public Prosecutions for Northern Ireland.
(2) A person who is or has been a person appointed under Article 4(3) of the Prosecution of Offences (Northern Ireland) Order 1972 ([S.I. 1972/538 \(N.I.1\)](#)) to assist the Director of Public Prosecutions for Northern Ireland.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I19** Sch. 5 para. 10 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I20 Sch. 5 para. 10 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 11 A person who is or has been under the direction and control of the Lord Advocate in the Lord Advocate's capacity as head of the systems of criminal prosecution and investigation of deaths in Scotland.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I21** Sch. 5 para. 11 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

I22 Sch. 5 para. 11 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 12 (1) A person who ^{F2}... has been the Director of Revenue and Customs Prosecutions.
- (2) A person who ^{F2}... has been a member of staff of the Revenue and Customs Prosecutions Office.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)
- F2** Words in Sch. 5 para. 12 omitted (27.3.2014) by virtue of [The Public Bodies \(Merger of the Director of Public Prosecutions and the Director of Revenue and Customs Prosecutions\) Order 2014 \(S.I. 2014/834\)](#), [art. 1\(1\)](#), [Sch. 2 para. 43](#)

Commencement Information

- I23** Sch. 5 para. 12 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
- I24** Sch. 5 para. 12 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 13 A person who is or has been a constable.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I25** Sch. 5 para. 13 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
- I26** Sch. 5 para. 13 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 14 A person who is or has been designated under—
- (a) section 38(1) of the Police Reform Act 2002 (c. 30) (police powers for [^{F3}civilian staff]);
- (b) section 30(1) of the Police (Northern Ireland) Act 2003 (c. 6) (police powers for designated police support staff).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)
- F3** Words in Sch. 5 para. 14(a) substituted (16.1.2012) by [Police Reform and Social Responsibility Act 2011 \(c. 13\)](#), [s. 157\(1\)](#), [Sch. 16 para. 350](#); [S.I. 2011/3019](#), [art. 3](#), [Sch. 1](#)

Commencement Information

- I27** Sch. 5 para. 14 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
- I28** Sch. 5 para. 14 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 15 A person who is a police custody and security officer [^{F4}(as defined by section 99(1) of the Police and Fire Reform (Scotland) Act 2012)].

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)
- F4** Words in Sch. 5 para. 15 substituted (1.4.2013) by [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\)](#), [art. 1\(2\)](#), [Sch. 2 para. 48\(15\)\(a\)](#)

Commencement Information

- I29** Sch. 5 para. 15 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
- I30** Sch. 5 para. 15 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 16 A person who—
- (a) is or has been an officer of Revenue and Customs;
- (b) is or has been a member of staff of Her Majesty's Customs and Excise.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I31** Sch. 5 para. 16 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
- I32** Sch. 5 para. 16 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 17 A person who is or has been a person appointed as an immigration officer under paragraph 1 of Schedule 2 to the Immigration Act 1971 (c. 77).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)

Commencement Information

- I33** Sch. 5 para. 17 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
- I34** Sch. 5 para. 17 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- [^{F5}17A A person who is or has been a National Crime Agency officer.]

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), [art. 3](#), [Sch. para. 18](#)
- F5** Sch. 5 para. 17A inserted (7.10.2013) by [Crime and Courts Act 2013 \(c. 22\)](#), [s. 61\(2\)](#), [Sch. 8 para. 165](#); [S.I. 2013/1682](#), [art. 3\(v\)](#)

- 18 A person who is or has been a member of staff of SOCA.

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); S.I. 2014/949, art. 3, Sch. para. 18

Commencement Information

- I35** Sch. 5 para. 18 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I36 Sch. 5 para. 18 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 19 (1) A person who is or has been the Director General of the National Criminal Intelligence Service or the Director General of the National Crime Squad.
- (2) A person who is or has been under the direction and control of the Director General of the National Criminal Intelligence Service or the Director General of the National Crime Squad.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); S.I. 2014/949, art. 3, Sch. para. 18

Commencement Information

- I37** Sch. 5 para. 19 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
I38 Sch. 5 para. 19 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

- 20 (1) A person who ^{F6}... has been the Director of the [^{F7}organisation known as the Scottish Drug Enforcement Agency and established under section 36(1)(a)(ii) of the Police (Scotland) Act 1967 (c. 77), that is to say a person who was engaged on central service (as defined by section 38(5) of that Act) and was appointed by the Scottish Ministers to exercise control in relation to the activities carried out in exercise of that organisation's functions].
- (2) A person who ^{F8}... has been under the direction and control of the Director of the Scottish Drug Enforcement Agency.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); S.I. 2014/949, art. 3, Sch. para. 18
- F6** Words in Sch. 5 para. 20(1) repealed (S.) (1.4.2007) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(asp 10\)](#), s. 104(1), [Sch. 6 para. 13\(11\)\(a\)\(i\)](#); S.S.I. 2007/84, art. 3(3) and words repealed (E.W.N.I.) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(Consequential Provisions and Modifications\) Order 2007 \(S.I. 2007/1098\)](#), art. 1(3), [Sch. para. 6\(12\)\(a\)\(i\)](#)
- F7** Words in Sch. 5 para. 20(1) substituted (S.) (1.4.2007) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(asp 10\)](#), s. 104(1), [Sch. 6 para. 13\(11\)\(a\)\(i\)](#); S.S.I. 2007/84, art. 3(3) and words substituted (E.W.N.I.) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(Consequential Provisions and Modifications\) Order 2007 \(S.I. 2007/1098\)](#), art. 1(3), [Sch. para. 6\(12\)\(a\)\(ii\)](#)
- F8** Words in Sch. 5 para. 20(2) repealed (S.) (1.4.2007) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(asp 10\)](#), s. 104(1), [Sch. 6 para. 13\(11\)\(a\)\(ii\)](#); S.S.I. 2007/84, art. 3(3) and words repealed (E.W.N.I.) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(Consequential Provisions and Modifications\) Order 2007 \(S.I. 2007/1098\)](#), art. 1(3), [Sch. para. 6\(12\)\(b\)](#)

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Commencement Information

- I39** Sch. 5 para. 20 in force at 1.4.2006 for S. by [S.S.I. 2006/166, art. 2\(1\)\(b\)](#)
I40 Sch. 5 para. 20 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521, art. 5\(1\)](#)

[^{F9}20A(1) A person who ^{F10}... has been the Director General of the Scottish Crime and Drug Enforcement Agency.

(2) A person who ^{F10}... has been under the direction and control of the Director General of the Scottish Crime and Drug Enforcement Agency.]

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\), ss. 178\(6\), 185\(1\)](#) (with s. 178(7)); [S.I. 2014/949, art. 3, Sch. para. 18](#)
F9 Sch. 5 para. 20A inserted (S.) (1.4.2007) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(asp 10\), s. 104\(1\), Sch. 6 para. 13\(1\)\(b\)](#); [S.S.I. 2007/84, art. 3\(3\)](#) and inserted (E.W.N.I.) by [Police, Public Order and Criminal Justice \(Scotland\) Act 2006 \(Consequential Provisions and Modifications\) Order 2007 \(S.I. 2007/1098\), art. 1\(3\), Sch. para. 6\(13\)](#)
F10 Words in Sch. 5 para. 20A omitted (1.4.2013) by virtue of [The Police and Fire Reform \(Scotland\) Act 2012 \(Consequential Provisions and Modifications\) Order 2013 \(S.I. 2013/602\), art. 1\(2\), Sch. 2 para. 48\(15\)\(b\)](#)

21 (1) A person who ^{F11}... has been the Director of the Assets Recovery Agency.

(2) A person who ^{F12}... has been a member of staff of the Assets Recovery Agency or a person with whom the Director of that Agency has made arrangements for the provision of services under section 1(4) of the Proceeds of Crime Act 2002 (c. 29).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\), ss. 178\(6\), 185\(1\)](#) (with s. 178(7)); [S.I. 2014/949, art. 3, Sch. para. 18](#)
F11 Words in Sch. 5 para. 21(1) repealed (1.4.2008) by [Serious Crime Act 2007 \(c. 27\), s. 94\(1\), Sch. 8 para. 175, Sch. 14; S.I. 2008/755, art. 2\(1\)\(a\)\(d\)](#) (with arts. 3-14)
F12 Words in Sch. 5 para. 21(2) repealed (1.4.2008) by [Serious Crime Act 2007 \(c. 27\), s. 94\(1\), Sch. 8 para. 175, Sch. 14; S.I. 2008/755, art. 2\(1\)\(a\)\(d\)](#) (with arts. 3-14)

Commencement Information

- I41** Sch. 5 para. 21 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521, art. 5\(1\)](#)
I42 Sch. 5 para. 21 in force at 1.4.2006 for S. by [S.S.I. 2006/166, art. 2\(1\)\(b\)](#)

22 (1) A person who is or has been the head of the Civil Recovery Unit, that is to say of the organisation known by that name which acts on behalf of the Scottish Ministers in proceedings under Part 5 of the Proceeds of Crime Act 2002 (civil recovery of the proceeds etc. of unlawful conduct).

(2) A person who is or has been a member of staff of the Civil Recovery Unit.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\), ss. 178\(6\), 185\(1\)](#) (with s. 178(7)); [S.I. 2014/949, art. 3, Sch. para. 18](#)

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Commencement Information

- I43** Sch. 5 para. 22 in force at 1.4.2006 for S. by [S.S.I. 2006/166, art. 2\(1\)\(b\)](#)
I44 Sch. 5 para. 22 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521, art. 5\(1\)](#)

- 23 (1) A person who is or has been a person appointed by virtue of section 246(1) of the Proceeds of Crime Act 2002 (c. 29) as an interim receiver.
- (2) A person who assists or has assisted an interim receiver so appointed in the exercise of such functions as are mentioned in section 247 of that Act.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\), ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949, art. 3, Sch. para. 18](#)

Commencement Information

- I45** Sch. 5 para. 23 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521, art. 5\(1\)](#)
I46 Sch. 5 para. 23 in force at 1.4.2006 for S. by [S.S.I. 2006/166, art. 2\(1\)\(b\)](#)

- 24 (1) A person who is or has been a person appointed by virtue of section 256(1) of the Proceeds of Crime Act 2002 as an interim administrator.
- (2) A person who assists or has assisted an interim administrator so appointed in the exercise of such functions as are mentioned in section 257 of that Act.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\), ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949, art. 3, Sch. para. 18](#)

Commencement Information

- I47** Sch. 5 para. 24 in force at 1.4.2006 for S. by [S.S.I. 2006/166, art. 2\(1\)\(b\)](#)
I48 Sch. 5 para. 24 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521, art. 5\(1\)](#)

- 25 (1) A person who is or has been the head of the Financial Crime Unit, that is to say of the organisation known by that name which, among other activities, acts on behalf of the Lord Advocate in proceedings under Part 3 of the Proceeds of Crime Act 2002 (confiscation: Scotland).
- (2) A person who is or has been a member of staff of the Financial Crime Unit.

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\), ss. 178\(6\), 185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949, art. 3, Sch. para. 18](#)

Commencement Information

- I49** Sch. 5 para. 25 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521, art. 5\(1\)](#)
I50 Sch. 5 para. 25 in force at 1.4.2006 for S. by [S.S.I. 2006/166, art. 2\(1\)\(b\)](#)

- 26 A person who is or has been a prison officer.

Status: Point in time view as at 09/11/2016.

Changes to legislation: Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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)

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I51** Sch. 5 para. 26 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I52 Sch. 5 para. 26 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 27 A person who is or has been a covert human intelligence source (within the meaning of section 26(8) of the Regulation of Investigatory Powers Act 2000 (c. 23) or of section 1(7) of the Regulation of Investigatory Powers (Scotland) Act 2000 (asp 11)).

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I53** Sch. 5 para. 27 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)
I54 Sch. 5 para. 27 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)

- 28 A person—
- (a) who is a member of the family of a person specified in any of the preceding paragraphs;
 - (b) who lives or has lived in the same household as a person so specified;
 - (c) who has or has had a close personal relationship with a person so specified.]

Textual Amendments

- F1** Sch. 5 repealed (E.W.S.) (13.5.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), [ss. 178\(6\)](#), [185\(1\)](#) (with [s. 178\(7\)](#)); [S.I. 2014/949](#), art. 3, Sch. para. 18

Commencement Information

- I55** Sch. 5 para. 28 in force at 1.4.2006 except to the extent that it extends to S. by [S.I. 2005/1521](#), [art. 5\(1\)](#)
I56 Sch. 5 para. 28 in force at 1.4.2006 for S. by [S.S.I. 2006/166](#), [art. 2\(1\)\(b\)](#)

Status:

Point in time view as at 09/11/2016.

Changes to legislation:

Serious Organised Crime and Police Act 2005, SCHEDULE 5 is up to date with all changes known to be in force on or before 14 July 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.