
STATUTORY INSTRUMENTS

2007 No. 2201

**The Private Security Industry Act 2001
(Amendments to Schedule 2) Order 2007**

Amendments to Part 1 of Schedule 2

- 2.—(1) Paragraph 2 of Schedule 2 to the 2001 Act⁽¹⁾ (manned guarding) is amended as follows.
- (2) In sub-paragraph (7), after paragraph (a) insert—
- “(aa) activities that are carried out by virtue of an arrangement made by the Scottish Ministers under section 102 of the Criminal Justice and Public Order Act 1994⁽²⁾ (arrangements for the provision of prisoner escorts: Scotland);”.
- (3) In sub-paragraph (7), after paragraph (c) insert—
- “(ca) activities that are carried out for the purposes of the performance of a contract entered into under, or for the purposes of, section 106 of the Criminal Justice and Public Order Act 1994⁽³⁾ (contracting out of prisons in Scotland) or section 112 (contracted out functions at directly managed prisons in Scotland) of that Act;”.
- (4) In sub-paragraph (7), after paragraph (f) insert—
- “(fa) activities of a person employed or appointed in accordance with section 9(1) of the Police (Scotland) Act 1967⁽⁴⁾ (civilian employees) and certified in accordance with section 9(1A) of that Act as a police custody and security officer, which are carried out in the course of that employment or appointment;”.

(1) Paragraph 2 of Schedule 2 to the 2001 Act has been amended by [S.I. 2006/1831](#), which inserted a new sub-paragraph (7) into that paragraph.

(2) [1994 c. 33](#). Section 102 of the 1994 Act has been amended by section 5 of, and paragraph 93 of Schedule 4 to, the Criminal Procedure (Consequential Provisions) (Scotland) Act [1995 \(c. 40\)](#); section 76 of the Criminal Justice (Scotland) Act [2003 \(asp 7\)](#); and [S.S.I. 2005/465](#). The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act [1998 \(c.46\)](#).

(3) Section 106 of the 1994 Act has been amended by section 94 of, and paragraph 50 of the schedule to, the Agricultural Holdings (Scotland) Act [2003 \(asp 11\)](#); and [S.I. 1999/1820](#).

(4) [1967 c. 77](#). Section 9 of the 1967 Act was substituted by section 49 of the Police and Magistrates' Courts Act [1994 \(c. 29\)](#) and subsequently amended by section 76 of the Criminal Justice (Scotland) Act 2003; and [S.S.I. 2005/465](#).