
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2012 No.

The Rehabilitation of Offenders Act 1974
(Exclusions and Exceptions) (Scotland) Order 2012

Exclusion of section 4(1) of the Act

3. The application of section 4(1) of the Act is excluded in relation to—
- (a) any proceedings specified in Schedule 1; and
 - (b) any proceedings with respect to a decision or a proposed decision specified in Part 1 of Schedule 2—
 - (i) to the extent that there falls to be determined in those proceedings any issue relating to a spent conviction or to circumstances ancillary thereto; and
 - (ii) to the extent that section 4(1) renders inadmissible any evidence relating to the conviction or circumstances or removes the requirement to answer any question relating to the conviction or circumstances.