
SCOTTISH STATUTORY INSTRUMENTS

2003 No. 231

**The Rehabilitation of Offenders Act 1974
(Exclusions and Exceptions) (Scotland) Order 2003**

Interpretation

2.—(1) In this Order—

“the Act” means the Rehabilitation of Offenders Act 1974;

“the 2001 Act” means the Regulation of Care (Scotland) Act 2001(1), and the following expressions have the meaning given—

- (a) by section 1 of that Act, “Scottish Commission for the Regulation of Care”;
- (b) by section 2 of that Act, “care service” and “child minding”;
- (c) by section 43 of that Act, “Scottish Social Services Council”; and
- (d) by section 77 of that Act, “social worker” and “social service worker”;

“administration of justice offence” means—

- (a) an offence against the course of justice including attempting to pervert the course of justice and attempting to defeat the ends of justice;
- (b) perjury and subornation of perjury; or
- (c) any offence committed under the law of any part of the United Kingdom (other than Scotland) or of any other country where the conduct which constitutes the offence would, if it all took place in Scotland, constitute one or more of the offences specified by paragraphs (a) and (b);

“enactment” includes an Act of the Scottish Parliament and any order, regulation or other instrument having effect by virtue of such an Act;

“private hire driver” means a driver of a private hire car, as defined by section 23(1) of the Civic Government (Scotland) Act 1982(2), who is required to be licensed by a licensing authority under the provisions of that Act;

“relevant offence” means—

- (a) an offence involving fraud or other dishonesty;
- (b) an offence under legislation (whether or not of the United Kingdom) relating to building societies, companies (including insider dealing), industrial and provident societies, credit union, friendly societies, insurance, banking or other financial services, money laundering, insolvency, consumer credit or consumer protection;
- (c) an administration of justice offence; or
- (d) an offence committed (whether or not under the law of, or of any part of, the United Kingdom) in connection with, or in relation to, taxation for which a person of 21 years of age or over may be sentenced to imprisonment for a term of 2 years or more; and

(1) 2001 asp 8.

(2) 1982 c. 45.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

“taxi driver” means a driver of a taxi as defined by section 23(1) of the Civic Government (Scotland) Act 1982, who is required to be licensed by a licensing authority under the provisions of that Act.

(2) Any reference in this Order to a numbered article or Schedule is, unless the context otherwise requires, a reference to the article or Schedule so numbered in this Order.