
SCOTTISH STATUTORY INSTRUMENTS

2013 No. 35

The Police Service of Scotland Regulations 2013

PART 1

COMMENCEMENT AND INTERPRETATION

Citation and commencement

1. These Regulations may be cited as the Police Service of Scotland Regulations 2013 and come into force on 1st April 2013.

Commencement Information

II [Reg. 1](#) in force at 1.4.2013, see [reg. 1](#)

Interpretation and application

2.—(1) In these Regulations—

“the 2012 Act” means the Police and Fire Reform (Scotland) Act 2012;

“Conduct Regulations” means the Police Service of Scotland (Conduct) Regulations [^{F1}2014] and the Police Service of Scotland (Senior Officers) (Conduct) Regulations 2013(1);

[^{F2}“EEA State” means—

- (a) a State which is a member State of the EU; or
- (b) any other State which is a party to the Agreement on the European Economic Area signed at Oporto on 2nd May 1992, together with the Protocol adjusting that Agreement signed at Brussels on 17th March 1993;]

“police force”, except where the context otherwise requires, means—

- (a) a police force maintained before 1st April 2013 under the Police (Scotland) Act 1967(2);
- (b) a police force maintained under section 2(1) of the Police Act 1996(3);
- (c) the metropolitan police force;
- (d) the City of London police force;
- (e) the Police Service of Northern Ireland;
- (f) the British Transport Police Force;

(1) S.S.I. 2013/62.

(2) 1967 c.77.

(3) 1996 c.16; section 2 was amended by the Police Reform and Social Responsibility Act 2011 (c.13), section 99 and Schedule 16, paragraph 4.

- (g) the Ministry of Defence Police, that is to say the force established by section 1 of the Ministry of Defence Police Act 1987(4) or, before the coming into force of that Act, comprising constables appointed under section 3 of the Special Constables Act 1923(5) on the nomination of the Defence Council;
- (h) the Port of Tilbury Constabulary or before the coming into force of the Port of Tilbury Transfer Scheme 1991 Confirmation Order 1992(6), the Port of London Authority's police force, that is to say the force of constables appointed under section 154 of the Port of London Act 1968(7);
- (i) an aerodrome constabulary within the meaning given by section 31(1) of the Aviation Security Act 1982(8);
- (j) the States of Jersey Police Force;
- (k) the salaried police force of the Island of Guernsey; and
- (l) the Isle of Man Constabulary;

“qualifying diploma” [^{F3}has] the same meaning as in the Police Service of Scotland (Promotion) Regulations 2013(9);

[^{F4}“qualifying examination” means qualifying examination A (elementary), qualifying examination A (advanced), qualifying examination B or qualifying examination C as defined in regulation 2(1) of those Regulations;]

“representative bodies” means the Police Federation for Scotland and all bodies for the time being recognised by the Scottish Ministers for the purposes of section 64 of the Police Act 1996(10); and

“seaman” has the same meaning as in section 313 of the Merchant Shipping Act 1995(11).

- (2) These Regulations apply to constables of the Police Service, other than—
 - (a) constables so far as any regulations made under section 15(3) of the 2012 Act so provide;
 - (b) constables engaged on temporary service under arrangements made under section 16 of the 2012 Act; or
 - (c) special constables appointed under section 9 of the 2012 Act.

Textual Amendments

- F1** Word in [reg. 2](#) substituted (1.4.2014) by [The Police Service of Scotland \(Conduct\) Regulations 2014 \(S.S.I. 2014/68\)](#), [reg. 1](#), [sch. 2 para. 2](#) (with [reg. 3](#))
- F2** Words in [reg. 2\(1\)](#) inserted (13.5.2013) by [The Police Service of Scotland \(Amendment\) Regulations 2013 \(S.S.I. 2013/122\)](#), [regs. 1, 2\(2\)](#)

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- (4) [1987 c.4](#). Section 1 has been amended by the Police Act [1996 \(c.16\)](#), Schedule 7, paragraph 41; the Police (Northern Ireland) Act [1998 \(c.32\)](#), section 74 and Schedule 4, paragraph 16; and the Police Reform Act [2002 \(c.30\)](#), section 79.
 - (5) [1923 c.11](#).
 - (6) [S.I. 1992/284](#).
 - (7) [1968 c.xxxii](#).
 - (8) [1982 c.36](#). Section 31 has been amended by the Greater London Authority Act [1999 \(c.29\)](#), sections 325 and 423, Schedule 27, paragraph 46 and Schedule 34, Part VII; the Police (Northern Ireland) Act [2000 \(c.32\)](#), section 78 and Schedule 6, paragraph 8; the Police and Justice Act [2006 \(c.48\)](#), Schedule 14, paragraph 8; and the Policing and Crime Act [2009 \(c.26\)](#), Schedule 6, paragraph 12 and Schedule 8, Part 7.
 - (9) [S.S.I. 2013/39](#).
 - (10) Section 64 has been amended by the Police Act [1997 \(c.50\)](#), section 134 and Schedule 9, paragraph 84; the Serious Organised Crime and Police Act [2005 \(c.15\)](#), Schedule 4, paragraph 79 and Schedule 17, Part 2; the Police and Justice Act [2006 \(c.48\)](#), Schedule 1, paragraph 69; the Police and Fire Reform (Scotland) Act [2012 \(asp 8\)](#), section 128(2) and schedule 8, Part 1; [S.I. 2001/3649](#) and [2007/1098](#).
 - (11) [1995 c.21](#); there are no relevant amendments.

- F3** Word in reg. 2(1) substituted (18.5.2013) by The Police Service of Scotland (Amendment) (No. 2) Regulations 2013 (S.S.I. 2013/125), regs. 1, **2(2)(a)**
- F4** Words in reg. 2(1) inserted (18.5.2013) by The Police Service of Scotland (Amendment) (No. 2) Regulations 2013 (S.S.I. 2013/125), regs. 1, **2(2)(b)**
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Commencement Information

- I2** Reg. 2 in force at 1.4.2013, see **reg. 1**

Changes to legislation:

There are currently no known outstanding effects for the The Police Service of Scotland Regulations 2013, PART 1.