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SCOTTISH STATUTORY INSTRUMENTS

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**2022 No. 158**

**The Police Act 1997 (Criminal Records) (Homes for Ukraine Sponsorship Scheme) (Scotland) Amendment Regulations 2022**

**Amendment to the Police Act 1997 (Criminal Records) (Scotland) Regulations 2010**

2.—(1) The Police Act 1997 (Criminal Records) (Scotland) Regulations 2010(1) are amended in accordance with paragraphs (2) and (3).

(2) In regulation 10 (enhanced criminal record certificates – prescribed purpose and suitability information relating to children)—

(a) for paragraph (2)(k) substitute—

“(k) an individual whose suitability to provide accommodation, to a person who has permission to enter into or to stay in the United Kingdom granted under the immigration rules laid down under section 3(2) of the Immigration Act 1971(2) in relation to the Homes for Ukraine Sponsorship Scheme(3), is being assessed,”

(b) for paragraph (2)(l) substitute—

“(l) an individual over the age of 16 years who—

(i) resides in the same household as an individual whose suitability to provide accommodation, to a person who has permission to enter into or stay in the United Kingdom granted under the immigration rules laid down under section 3(2) of the Immigration Act 1971 in relation to the Homes for Ukraine Sponsorship Scheme, is being assessed, and

(ii) the individual being assessed resides in the accommodation being provided.”

(3) In regulation 12 (enhanced criminal record certificates – prescribed purpose and suitability information relating to protected adults)—

(a) for paragraph (2)(d) substitute—

“(d) an individual whose suitability to provide accommodation, to a person who has permission to enter into or stay in the United Kingdom granted under the immigration rules laid down under section 3(2) of the Immigration Act 1971 under the Homes for Ukraine Sponsorship Scheme, is being assessed,”

(b) for paragraph (2)(e) substitute—

“(e) an individual over the age of 16 years who—

(i) resides in the same household as an individual whose suitability to provide accommodation, to a person who has permission to enter into or stay in the United Kingdom granted under the immigration rules laid down under

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(1) S.S.I. 2010/168, relevantly amended by S.S.I. 2011/211 and S.S.I. 2022/97.

(2) 1971 c. 77.

(3) The rules in relation to the Homes for Ukraine Sponsorship Scheme are set out at UKR 11.1 to UKR 20.2 of the Appendix Ukraine Scheme of the Immigration Rules (HC 395). <https://www.gov.uk/guidance/immigration-rules/immigration-rules-appendix-ukraine-scheme>. “Permission to enter” and “permission to stay” are defined at paragraph 6.2 of the Immigration Rules: Introduction ( <https://www.gov.uk/guidance/immigration-rules/immigration-rules-introduction#intro6>).

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

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section 3(2) of the Immigration Act 1971 in relation to the Homes for Ukraine Sponsorship Scheme, is being assessed, and  
(ii) the individual being assessed resides in the accommodation being provided.”.