
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Private Security Industry (Licences) Regulations 2004 (“the 2004 Regulations”). Regulation 2(2) extends the 2004 Regulations to Scotland except that provision made for licences in respect of activities under paragraph 3 or 3A of Schedule 2 to the Private Security Industry Act 2001 (“the Act”) (immobilisation, restriction and removal of vehicles) will not have effect in respect of activities undertaken in Scotland. Regulation 2(3) substitutes the definition of “category of licensable activity”. The new definition clarifies the relationship between the categories of Door Supervisor, Cash and Valuables in Transit and Close Protection, amends the Public Space Surveillance (CCTV) category to ensure it applies to contractors on licensed premises and amends the Security Guard category to clarify that it will apply to contractors on licensed premises where their activity does not also fall under paragraph 8 of Schedule 2 to the Act. Regulation 2(4) amends regulation 4(1) to ensure that it does not apply to keyholding activities. Regulation 2(5)(a), (c) and (d) amends regulation 4B of the 2004 Regulations to enable a front line licence issued in respect of the “Public Space Surveillance (CCTV)” category of licensable activities to cover the use of CCTV equipment which would otherwise fall under, and require a licence for, the “Security Guard” category of licensable activities. Regulation 2(5)(b) enables a non-front line licence in respect of any category of licensable activity to cover non-front line conduct in respect of any other category of licensable activities. Regulation 2(6) substitutes a new Schedule 3 (form of licence to act as manager etc).