SCOTTISH STATUTORY INSTRUMENTS

2026 No. 285

CRIMINAL LAW

The Electronic Monitoring (Approved Devices) (Scotland) Amendment Regulations 2026

Made - - - -	*6th October 2026*
Laid before the Scottish Parliament	*8th October 2026*
Coming into force - -	*19th December 2026*

The Scottish Ministers make the following Regulations in exercise of the power conferred by section 8(1) of the Management of Offenders (Scotland) Act 2019(**a**) and all other powers enabling them to do so.

Citation and commencement

1. These Regulations may be cited as the Electronic Monitoring (Approved Devices) (Scotland) Amendment Regulations 2026 and come into force on 19 December 2026.

Amendment of the Electronic Monitoring (Approved Devices) (Scotland) Regulations 2020

2.—(1) The Electronic Monitoring (Approved Devices) (Scotland) Regulations 2020(**b**) are amended in accordance with paragraphs (2) to (4).

(2) In regulation 2(1) after "section 1(1)" insert "or 5(1)".

(3) In regulation 2(2)—

(a) omit "and" after sub-paragraph (b),

(b) after sub-paragraph (c) insert—

"(d) a GPS personal identification device,

(e) a mains charger,

(f) a portable charger.".

(4) Omit paragraphs (3) and (4) in regulation 2.

(**a**) 2019 asp 14.
(**b**) S.S.I. 2020/308, as amended by S.S.I. 2024/354.

NEIL GRAY
A member of the Scottish Government

St Andrew's House
Edinburgh
6th October 2026

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Management of Offenders (Scotland) Act 2019 ("the 2019 Act") makes provision allowing the courts when making certain disposals to require a person to submit to electronic monitoring of their compliance with a condition attached to their disposal. The Scottish Ministers can do the same for an individual being released from custody on licence. Section 8 of the 2019 Act gives the Scottish Ministers the power to prescribe by regulations "approved devices" which can be used for electronic monitoring. The types of electronic devices which are approved devices are prescribed in the Electronic Monitoring (Approved Devices) (Scotland) Regulations 2020 ("the 2020 Regulations").

These Regulations amend the 2020 Regulations to prescribe GPS enabled electronic monitoring devices as approved devices in relation to a monitoring requirement imposed by a court under section 1(1) of the 2019 Act. They remove the distinction between devices approved for use for monitoring compliance with relevant court disposals and relevant licence conditions imposed by the Scottish Ministers. The approved devices for both are now a GPS personal identification device, an RF personal identification device, a home monitoring unit, a fitting and installation tool, a mains charger and a portable charger.

© Crown Copyright 2026

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Saul Nassé, the King's Printer for Scotland.

ISBN 978-0-11-106719-2



£6.40

http://www.legislation.gov.uk/id/ssi/2026/285