

Parliamentary Bureau – Approval of Scottish Statutory Instrument

Affirmative Instrument

[Home Detention Curfew \(Amendment of Specified Time Periods\) \(Scotland\) Order 2025 \(SSI 2025/Draft\)](#)

1. Under Rule 10.6.5, the Bureau is required to lodge the following motion—

Jamie Hepburn on behalf of the Parliamentary Bureau: That the Parliament agrees that the Home Detention Curfew (Amendment of Specified Time Periods) (Scotland) Order 2025 (SSI 2025/Draft) be approved.

Purpose

2. To change specific aspects of the eligibility criteria used within the Home Detention Curfew (HDC) process. HDC is a mechanism which supports reintegration of prisoners by allowing eligible individuals to be released from custody, subject to licence conditions, into the community prior to their liberation date. This can occur where a prisoner is assessed as suitable via a risk assessment.
3. Individuals released on HDC will always be subject to a curfew condition which is electronically monitored. Under existing HDC eligibility criteria, HDC release cannot be granted until an eligible individual has served at least 25% of their sentence. This instrument will amend the eligibility for HDC to the point at which an individual will have served at least 15% of their original sentence.
4. In addition, the instrument will increase the maximum period that eligible individuals can spend released on HDC, from the current maximum of 180 days to a new maximum of 210 days.

Consideration by committee

5. At its meeting on 11 June 2025 the Criminal Justice Committee agreed to recommend by division (For 6, Against 2, Abstentions 0) that the above Instrument be approved. The [Committee's report was published on 17 June 2025](#).

Decision

6. Business Managers are invited to note that the above motion will be lodged.
7. Business Managers should reserve their position if their party intends to speak against or oppose the motion

Parliamentary Business Team
June 2025