

Abortion Services (Safe Access Zones) (Scotland) Bill — Stage 2

Section 7

Alex Cole-Hamilton

1 Leave out section 7 and insert—

<Power to extend safe access zones

- (1) If the Scottish Ministers consider that the condition in subsection (4) is met, they may by regulations extend the distance between the edge of the protected premises and the boundary of the safe access zone for one or more protected premises to an extent that they consider appropriate.
- (2) The Scottish Ministers may exercise the power under subsection (1) either—
 - (a) following an application from an operator of protected premises for an extension of the safe access zone, or
 - (b) of their own accord.
- (3) An operator of protected premises may only make an application under subsection (2)(a) if it is satisfied that the condition in subsection (4) is met.
- (4) The condition referred to in subsections (1) and (3) is that the safe access zone for the protected premises does not adequately protect persons who are accessing, providing or facilitating the provision of abortion services at the protected premises from any act of a type mentioned in section 4(1) or 5(1).
- (5) Regulations under subsection (1) may extend the safe access zone by a different extent for different premises.
- (6) Regulations under subsection (1) are subject to the affirmative procedure.
- (7) Where a draft of a Scottish statutory instrument containing regulations under subsection (1) is approved by resolution of the Scottish Parliament, the Scottish Ministers must—
 - (a) update the list maintained under section 2(3)(b) to include details of the extended safe access zone,
 - (b) specify in the list the day on which the extended safe access zone is to take effect (being no earlier than 14 days after the list is published under paragraph (c)), and
 - (c) publish the updated list.>

Alex Cole-Hamilton

2 Leave out section 7

Section 8

Alex Cole-Hamilton

3 Leave out section 8 and insert—

<Power to reduce safe access zones

- (1) The Scottish Ministers may by regulations reduce the distance between the edge of the protected premises and the boundary of the safe access zone for one or more protected premises if they consider it appropriate to do so.
- (2) Regulations under subsection (1) may reduce the safe access zone by a different extent for different premises.
- (3) Regulations under subsection (1) are subject to the affirmative procedure.
- (4) Where a draft of a Scottish statutory instrument containing regulations under subsection (1) is approved by resolution of the Scottish Parliament, the Scottish Ministers must—
 - (a) update the list maintained under section 2(3)(b) to include details of the reduced safe access zone,
 - (b) specify in the list the day on which the reduced safe access zone is to take effect (being no earlier than the day on which the list is published under paragraph (c)), and
 - (c) publish the updated list.>

Alex Cole-Hamilton

- 4 Leave out section 8

After section 8

Alex Cole-Hamilton

- 5 After section 8, insert—

<Power to set limit on extension or reduction of safe access zones

- (1) The Scottish Ministers must by regulations specify a limit on—
 - (a) the maximum distance between the edge of the protected premises and the boundary of the safe access zone that is permitted when extending a safe access zone under section 7,
 - (b) the minimum distance between the edge of the protected premises and the boundary of the safe access zone that is permitted when reducing a safe access zone under section 8.
- (2) Regulations under subsection (1) are subject to the affirmative procedure.>