



Prohibition of Female Genital Mutilation (Scotland) Act 2005

2005 asp 8

[^{F1}5K] References by criminal court to the Lord Advocate

- (1) Subsection (2) applies where—
 - (a) criminal proceedings are before the court, and
 - (b) the court considers that a female genital mutilation protection order should be made.
- (2) The court may refer the matter to the Lord Advocate.
- (3) Where a matter is referred to the Lord Advocate under subsection (2), the Lord Advocate may—
 - (a) apply under section 5C for a female genital mutilation protection order,
 - (b) take such other steps as the Lord Advocate considers appropriate.]

Textual Amendments

- F1** Ss. 5A-5R inserted (25.4.2020 but only for the insertion of s. 5R(4)(b)(ii) for the purposes of making regulations and otherwise prosp.) by [Female Genital Mutilation \(Protection and Guidance\) \(Scotland\) Act 2020 \(asp 9\)](#), ss. 1, 11(1)(a)

Changes to legislation:

Prohibition of Female Genital Mutilation (Scotland) Act 2005, Section 5K is up to date with all changes known to be in force on or before 03 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5S inserted by [2020 asp 9 s. 2](#)
- s. 5T inserted by [2020 asp 9 s. 3](#)
- s. 7A inserted by [2020 asp 9 s. 6](#)
- s. 7B inserted by [2020 asp 9 s. 7](#)