



# Adult Support and Protection (Scotland) Act 2007

2007 asp 10

## PART 4

### MENTAL HEALTH: MISCELLANEOUS AMENDMENTS AND REPEALS

#### 75 **Assessment orders: amendment of Criminal Procedure (Scotland) Act 1995**

The Criminal Procedure (Scotland) Act 1995 (c. 46) is amended as follows—

- (a) in section 144 (procedure at first diet)—
  - (i) in subsection (1), after “section 145” insert “or 145ZA”,
  - (ii) in subsection (9), after “section 145” insert “, 145ZA”,
- (b) after section 145 insert—

#### **“145ZA Adjournment where assessment order made at first calling**

Where the accused is present at the first calling of a case in a summary prosecution the court may, where it makes an assessment order in respect of the accused, adjourn the case under this section for a period not exceeding 28 days without calling on the accused to plead to any charge against him; and the court may so adjourn the case for a further period not exceeding 7 days.”.