

Status: Point in time view as at 01/04/2012.

Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Licensing (Scotland) Act 2010, Paragraph 6. (See end of Document for details)

SCHEDULE 4
CONVICTIONS BY COURTS IN OTHER EU MEMBER
STATES: MODIFICATIONS OF ENACTMENTS

PART 1

THE 1995 ACT

The 1995 Act

- 6 In section 205B (minimum sentence for third conviction of certain offences relating to drug trafficking)—
- (a) in subsection (1)(b), for “been convicted in any part of the United Kingdom of two other class A drug trafficking offences” substitute “ two previous convictions for relevant offences ”, and
 - (b) after subsection (1) insert—
 - “(1A) In subsection (1), “relevant offence” means—
 - (a) in relation to a conviction by a court in any part of the United Kingdom, a class A drug trafficking offence;
 - (b) in relation to a conviction by a court in a member State of the European Union other than the United Kingdom, an offence that is equivalent to a class A drug trafficking offence.
 - (1B) Any issue of equivalence arising in pursuance of subsection (1A)(b) is for the court to determine.”.

Commencement Information

II Sch. 4 para. 6 in force at 13.12.2010 by S.S.I. 2010/413, art. 2, Sch. (with Sch.)

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