



# Vulnerable Witnesses (Criminal Evidence) (Scotland) Act 2019

## 2019 asp 8

### *Timeframes for vulnerable witness notices*

#### **7 Timeframe for considering vulnerable witness notice**

- (1) The Criminal Procedure (Scotland) Act 1995 is amended as follows.
- (2) In section 271A(3A), for “measure, subsection (3)(a) does not apply” substitute “measure—
  - (a) subsection (3)(a) does not apply, and
  - (b) subsection (5) has effect as if the words “not earlier than 7 days and” were omitted”.

#### **Commencement Information**

**II** [S. 7](#) in force at 20.1.2020 by [S.S.I. 2019/392, reg. 2, sch.](#)

#### **8 Vulnerable witness notice: lodging deadline**

- (1) The Criminal Procedure (Scotland) Act 1995 is amended as follows.
- (2) In section 271A(13A), for paragraphs (a) to (c) substitute—
  - “(a) any time before a date has been fixed for one of the following—
    - (i) a preliminary hearing in the High Court,
    - (ii) a first diet in the sheriff court, or
    - (iii) a hearing at which the evidence is to be given, or
  - (b) if a date has been fixed—
    - (i) for a preliminary hearing in the High Court, no later than 14 clear days before the preliminary hearing,
    - (ii) for a first diet in the sheriff court in the case of proceedings on indictment, no later than 7 clear days before the first diet, or
    - (iii) in a case in which the proceedings are not to take place in the High Court or on indictment in the sheriff court, for a hearing

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**Changes to legislation:** *There are currently no known outstanding effects for the Vulnerable Witnesses (Criminal Evidence) (Scotland) Act 2019, Cross Heading: Timeframes for vulnerable witness notices. (See end of Document for details)*

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at which the evidence is to be given, no later than 14 clear days before that hearing.”.

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**Commencement Information**

**I2** S. 8 in force at 20.1.2020 by [S.S.I. 2019/392, reg. 2, sch.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Vulnerable Witnesses (Criminal Evidence) (Scotland) Act 2019, Cross Heading: Timeframes for vulnerable witness notices.