

Coronavirus (Recovery and Reform) (Scotland) Act 2022 2022 asp 8

CORONAVIRUS (RECOVERY AND REFORM) (SCOTLAND) ACT 2022

PART 1

PUBLIC HEALTH PROTECTION

CHAPTER 1

MODIFICATIONS OF THE PUBLIC HEALTH ETC. (SCOTLAND) ACT 2008

- 1 Public health protection measures
- 2 International travel regulations
- 3 Meaning of "premises"

CHAPTER 2

ARRANGEMENTS FOR VACCINATION AND IMMUNISATION

4 Arrangements for vaccination and immunisation

PART 2

EDUCATION

CHAPTER 1

EDUCATIONAL ESTABLISHMENTS ETC.

- 5 Interpretation of Chapter
- 6 Duty to have regard to public health advice
- 7 Guidance on public health measures
- 8 Regulations on continuing operation of educational establishments

Status: Point in time view as at 24/09/2022.

Changes to legislation: There are currently no known outstanding effects for the Coronavirus (Recovery and Reform) (Scotland) Act 2022. (See end of Document for details)

- 9 Regulations on school boarding accommodation
- 10 Regulations on student accommodation
- 11 Compliance and enforcement
- 12 Procedure for regulations
- 13 Regulations: public health declarations
- 14 Regulations: further provision about public health declarations
- 15 Review of regulations
- 16 Duty to seek views about regulations
- 17 Report on public schools' readiness for remote learning

CHAPTER 2

SCHOOL CONSULTATIONS

18 School consultations: meetings and documents

PART 3

PUBLIC SERVICE REFORM

Bankruptcy

- 19 Bankruptcy: service of documents
- 20 Bankruptcy: meaning of "qualified creditor" and "qualified creditors"
- 21 Bankruptcy: remote meetings of creditors

Diligence

- 22 Bank arrestments: protected minimum balance
- 23 Period of moratorium on diligence
- 24 Power to amend period of moratorium on diligence

Registration of births

25 Giving information of particulars of birth remotely

Registration of deaths

- 26 Funeral director giving information of particulars of death
- 27 Giving information of particulars of death remotely

Further modification of the Registration of Births, Deaths and Marriages (Scotland) Act 1965

28 Regulations under the 1965 Act

Civil Partnership Register

29 Power to make a register electronic

Civic licensing

- 30 Civic licensing: how hearings may be held
- 31 Civic licensing: how notices may be published

Alcohol licensing

32 Alcohol licensing: how hearings may be held

Land registration

- 33 Electronic submission of copies of deeds and writs to Registers of Scotland
- 34 Register of Inhibitions: electronic signature of documents

Legal aid and advice

35 Claim for interim payment of fees and outlays

Freedom of information

36 Freedom of information: giving notice electronically

Mental health

37 Mental health: removal of need for witnessing of signature of nominated person

Care services

38 Care services: giving of notices by SCSWIS

Requirements of writing

39 Disapplication of physical presence requirements

Custody at police stations

40 Custody officers' functions

Parole Board for Scotland

41 Chairperson's functions

Children's hearings

42 Members of children's hearings

PART 4

TENANCIES

Removal of mandatory eviction grounds

- 43 Private residential tenancies: discretionary eviction grounds
- 44 Assured tenancies: discretionary eviction grounds
- 45 Tenancies under the Rent (Scotland) Act 1984: discretionary eviction grounds

Pre-action protocol in respect of evictions relating to rent arrears

- 46 Private residential tenancies: pre-action protocol
- 47 Assured tenancies: pre-action protocol

Saving and transitional provision

- 48 Tenancies: saving provision
- 49 Tenancies: transitional provision

Status: Point in time view as at 24/09/2022.

Changes to legislation: There are currently no known outstanding effects for the Coronavirus (Recovery and Reform) (Scotland) Act 2022. (See end of Document for details)

PART 5

TEMPORARY JUSTICE MEASURES

Temporary provisions

- 50 The measures
- 51 Power to suspend and revive
- 52 Expiry
- 53 Power to bring expiry forward
- 54 Regulations under this Part

Supporting provisions

- 55 Criminal procedure time limits: consequential modifications
- 56 Criminal procedure time limits: transitional and saving provision
- 57 Effect of early release from prison or young offenders institution by virtue of regulations

PART 6

FINAL PROVISIONS

- 58 Ancillary provision
- 59 Commencement
- 60 Short title

Schedule — Temporary justice measures

Part 1 — COURTS AND TRIBUNALS: CONDUCT OF BUSINESS BY ELECTRONIC MEANS ETC.

CHAPTER 1

DOCUMENTS

Electronic signing

1 (1) An electronic signature fulfils any requirement (however expressed and...

Sending electronically and to a solicitor

2 (1) Any requirement (however expressed) that a document of a...

Documents to which paragraphs 1 and 2 apply

3 (1) The types of document referred to in paragraphs 1...

Intimation etc. on Scottish Courts and Tribunals Service website

4 (1) Any requirement (however expressed) that a document—

Interpretation of Chapter

5 In this Chapter— (a) references to a court or tribunal...

CHAPTER 2

ATTENDING A COURT OR TRIBUNAL

Suspension of requirement for physical attendance in noncriminal proceedings, criminal trials and certain processes

6 (1) This paragraph applies— (a) in relation to proceedings that...

Suspension of requirement for physical attendance in criminal proceedings, excluding trials and certain processes

7 (1) This paragraph— (a) applies only in relation to criminal...

Attending by electronic means

8 (1) A person excused from a requirement to physically attend...

General directions under paragraph 8

9 (1) A court or tribunal may— (a) issue a direction...

CHAPTER 3

FURTHER PROVISION

Publication of directions and guidance

10 A person who issues any of the following must make...

Transitional provision for directions under earlier enactment

11 (1) A direction under the provision of schedule 4 of...

Interpretation of Part

12 In this Part— "court" means any of the Scottish courts... Part 2 — FISCAL FINES

Increase of maximum penalty

13 (1) The Criminal Procedure (Scotland) Act 1995 applies in accordance...

New scale

14 (1) The Criminal Procedure (Scotland) Act 1995 Fixed Penalty Order...
Part 3 — FAILURE TO APPEAR BEFORE COURT FOLLOWING POLICE LIBERATION

Power for court to reschedule due to coronavirus

15 (1) The Criminal Justice (Scotland) Act 2016 applies in accordance...
Part 4 — NATIONAL JURISDICTION FOR CALLINGS FROM CUSTODY ETC.

Ability to take calling in any sheriff court and then maintain proceedings

16 (1) A calling of criminal proceedings in the sheriff court...

Ability of any sheriff court to deal with proceedings following failure to appear

17 (1) This paragraph applies where— (a) a calling of proceedings...

Further provision about extra-territorial jurisdiction

18 (1) A sheriff court has jurisdiction for all cases which...

Interpretation of Part

19 (1) In this Part, "criminal proceedings" means any proceedings in...
Part 5 — CRIMINAL PROCEDURE TIME LIMITS

CHAPTER 1

EXTENSION OF PERIODS

Solemn proceedings: periods within which procedural hearings and trial must commence

20 (1) The Criminal Procedure (Scotland) Act 1995 applies in accordance...

Summary proceedings: period within which prosecution for statutory offence must commence

21 (1) The Criminal Procedure (Scotland) Act 1995 applies in accordance...

Pre-trial and pre-sentence remand period

22 (1) The Criminal Procedure (Scotland) Act 1995 applies in accordance...

CHAPTER 2

ADJOURNMENT PERIODS

Power of court to adjourn cases

23 (1) The Criminal Procedure (Scotland) Act 1995 applies in accordance...
Part 6 — PROCEEDS OF CRIME

Making of confiscation order: postponement due to coronavirus

24 (1) The Proceeds of Crime Act 2002 applies in accordance... Part 7 — PRISONS AND YOUNG OFFENDERS INSTITUTIONS

Power to release early

25 (1) The Scottish Ministers may by regulations provide that a...

Parliamentary scrutiny of regulations under paragraph 25

26 (1) Regulations under paragraph 25 are subject to the affirmative...

Status:

Point in time view as at 24/09/2022.

Changes to legislation:

There are currently no known outstanding effects for the Coronavirus (Recovery and Reform) (Scotland) Act 2022.