

Changes to legislation: There are currently no known outstanding effects for the Domestic Abuse (Scotland) Act 2018, CHAPTER 3. (See end of Document for details)

SCHEDULE **S** MODIFICATION OF ENACTMENTS

PART 1 **S**

RULES OF CRIMINAL PROCEDURE

CHAPTER 3 **S**

VULNERABLE WITNESSES AND EXPERT EVIDENCE

Special measures for vulnerable witnesses

- 6 (1) The 1995 Act is amended as follows.
- (2) In section 271B, in subsection (2)—
- (a) paragraph (c) is repealed (as is the word “and” immediately preceding paragraph (f)),
 - (b) after paragraph (f) there is inserted—
 - “(g) an offence to which section 288C applies (certain sexual offending),
 - (h) an offence under section 1(1) of the Domestic Abuse (Scotland) Act 2018,
 - (i) an offence that is aggravated as described in section 1(1)(a) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016.”.

Commencement Information

- II** Sch. para. 6 in force at 1.4.2019 by S.S.I. 2018/387, reg. 2 (with reg. 7)

Presentation of certain expert evidence

- 7 (1) The 1995 Act is amended as follows.
- (2) In section 275C—
- (a) in subsection (1)—
 - (i) the words from “any” to the end become paragraph (a),
 - (ii) after that paragraph (as so numbered) there is inserted—
 - “(b) an offence under section 1(1) of the Domestic Abuse (Scotland) Act 2018,
 - (c) an offence that is aggravated as described in section 1(1)(a) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016.”,
 - (b) after subsection (3) there is inserted—
 - “(3A) Where the offence is as referred to in subsection (1)(b) above, the reference in the last definition in subsection (3) above to any behaviour or statement subsequent to the offence includes any

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behaviour or statement subsequent to a particular part of the course
of behaviour of which the offence consists.”,

Commencement Information

I2 Sch. para. 7 in force at 1.4.2019 by S.S.I. 2018/387, reg. 2 (with reg. 7)

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