

EXPLANATORY NOTE

(This note is not part of the Act of Adjournal)

Section 179(8) of the Criminal Procedure (Scotland) Act 1995 requires the clerk of a court whose judge has signed a stated case to “transmit the complaint, productions and any other proceedings in the cause to the Clerk of Justiciary”. This Act of Adjournal amends that provision so that the requirement placed on the clerk is to “transmit a certified copy of the complaint, the minute of proceedings and any other relevant documents to the Clerk of Justiciary”. This makes the requirement the same as that which applies in relation to a note of appeal against sentence in summary proceedings (see section 186(4)(a) of the 1995 Act).