



Criminal Procedure (Scotland) Act 1975

1975 CHAPTER 21

PART II

SUMMARY PROCEDURE

Jurisdiction

289D Power to alter sums specified in certain provisions.

[^{F1}(1) If it appears to the Secretary of State that there has been a change in the value of money since the relevant date, he may by order substitute for the sum or sums for the time being specified in the provisions mentioned in subsection (1A) below such other sum or sums as appear to him justified by the change.

(1A) The provisions referred to in subsection (1) above are—

- (a) section 289B(6) of this Act;
- (b) section 289G(2) of this Act;
- (c) section 407(1A) of this Act;
- (d) section 435(e) of this Act;
- (e) section 453(3) of this Act;
- (f)^{F2}

(1B) In subsection (1) above “the relevant date” means—

- (a) in relation to the^{M1} first order made under that subsection, 29th July 1977 (the date of the passing of the Criminal Law Act 1977); and
- (b) in relation to each subsequent order, the date of the previous order.]

(2)^{F2}

(3A)^{F3}

(4) An order under subsection (1) . . .^{F4} above—

Status: Point in time view as at 01/10/1992. This version of this provision has been superseded.

Changes to legislation: Criminal Procedure (Scotland) Act 1975, Section 289D is up to date with all changes known to be in force on or before 05 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (a) shall be made by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament and may be revoked by a subsequent order thereunder; and
- (b) without prejudice to Schedule 14 to the ^{M2}Criminal Law Act 1977, shall not affect the punishment for an offence committed before that order comes into force.

Textual Amendments

- F1** S. 289D(1)(1A)(1B) substituted for s. 289D(1) by Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 53(a)
- F2** S. 289D(1A)(f)(g)(2)(3) repealed by Criminal Justice (Scotland) Act 1987 (c. 41, SIF 39:1), ss. 47(4)(a), 70(2), **Sch. 2**
- F3** Ss. 289D(3A), 291(1) repealed by Criminal Justice Act 1982 (c. 48, SIF 39:1), **Sch. 16**
- F4** Words repealed by Criminal Justice (Scotland) Act 1987 (c. 41, SIF 39:1), ss. 47(4)(a), 70(2), **Sch. 2**

Marginal Citations

- M1** 1977 c. 45(39:1).
- M2** 1977 c. 45(39:1).

Status:

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