

Status: Point in time view as at 30/09/1998.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Prisoners and Criminal Proceedings (Scotland) Act 1993. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 6

TRANSITIONAL PROVISIONS AND SAVINGS

Modifications etc. (not altering text)

- C1** Sch. 6 amended (30.9.1998) by 1998 c. 37, s. 119, **Sch. 8 para. 70(1)**; S.I. 1998/2327, **art. 2(1)(y)(2)(u)**
Sch. 6 modified (*retrospectively*) by 1984 c. 47, s. 3(7), **Sch. para. 2(4)** (as inserted (1.10.1997) by 1997 c. 43, s. 42, **Sch. 2 para. 6(1)(2)**; S.I. 1997/2200, **art. 2(1)(h)**)
Sch. 6 modified (*retrospectively*) by 1984 c. 47, s. 3(7), **Sch. para. 2(4)** (as substituted (1.10.1997) by 1997 c. 43, s. 42, **Sch. 2 para. 7(1)(2)**; S.I. 1997/2200, **art. 2(1)(h)**)
Sch. 6: certain functions made exercisable in or as regards Scotland (30.6.1999) by S.I. 1999/1748, **art. 4(2)**, **Sch. 3 Pt. I paras. 5-8**, Pt. III para. 10(3)
Ss. 1-3, 5, 6(1)(a)(b)(i)(iii), 9, 11-13, 15-21, 27, Schs. 2, 6 extended (1.10.1997) by 1997 c. 43, 56(1), Sch. 1 paras. 10(2)(5), 11(2)-(4), Sch. 5 paras. 11(1)-(3), 12(1); S.I. 1997/2200, **art. 2(1)(n)** (subject to art. 5 of the said S.I.) (which amendment fell (30.9.1998) by reason of the repeal of Sch. 5 paras. 11(1), 12(1) by 1998 c. 37, s. 120(2), **Sch. 10**; S.I. 1998/2327, **art. 2(1)(aa)(3)(x)** (subject to arts. 5-8 of the said S.I.)
Ss. 1, 1A, 2(4), 3A, 5, 6(1)(a)(b)(i)(iii), 7, 9, 16, 20, 21, 26A, 27, Schs. 2, 6 extended (30.9.1998) by 1997 c. 43, ss. 41, 56(1), Sch. 1 Pt. II paras. 10(2)(a)(5)(a)(6)(7), **11(2)(a)(4)(a)(6)** (subject to art. 5) (as amended (30.9.1998) by 1998 c. 37, s. 119, **Sch. 8 paras. 135(5)(a)(d)(f)(6)(a)(b)**; S.I. 1998/2327, **art. 2(1)(y)(2)(oo)** (subject to arts. 5-8))

- 4 (1) An existing child detainee whose sentence under section 206 of the [F1 1995 Act] is for a period—
- (a) of less than four years and who, by the relevant date, has served—
 - (i) one-half or more of that sentence, shall be released on licence by the Secretary of State on that date;
 - (ii) less than one-half of that sentence, shall be so released as soon as he has served one-half of that sentence;
 - (b) of four years or more and who, by the relevant date, has served—
 - (i) two-thirds or more of that sentence, shall be released on licence by the Secretary of State on that date;
 - (ii) less than two-thirds of that sentence, shall be so released as soon as he has served two-thirds of that sentence.
- (2) An existing child detainee detained under section 206 of the [F1 1995 Act] may, on the recommendation of the Parole Board made at any time, be released on licence by the Secretary of State.

Textual Amendments

- F1** Words in Sch. 6 para. 4(1)(2) substituted (1.4.1996) by 1995 c. 40, ss. 5, 7(2), **Sch. 4 para. 86(2)**

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