



# Criminal Law (Consolidation) (Scotland) Act 1995

## CHAPTER 39

### CRIMINAL LAW (CONSOLIDATION) (SCOTLAND) ACT 1995

#### PART I

#### SEXUAL OFFENCES

##### *Incest and related offences*

- 1 Incest.
- 2 Intercourse with step-child.
- 3 Intercourse of person in position of trust with child under 16.
- 4 Proceedings and penalties for offences under sections 1 to 3.

##### *Offences against children*

- 5 Intercourse with girl under 16.
- 6 Indecent behaviour towards girl between 12 and 16.

##### *Procuring, prostitution etc.*

- 7 Procuring.
- 8 Abduction and unlawful detention.
- 9 Permitting girl to use premises for intercourse.
- 10 Seduction, prostitution, etc., of girl under 16.
- 11 Trading in prostitution and brothel-keeping.
- 12 Allowing child to be in brothel.
- 12A Sections 11(5) and 12: further provision

*Status: Point in time view as at 05/10/2005.*

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### *Homosexual offences*

- 13 Homosexual offences.

### *Miscellaneous*

- 14 Power, on indictment for rape, etc., to convict of other offences.  
15 Defence to charge of indecent assault.  
16 Power of search.  
16A Conspiracy or incitement to commit certain sexual acts outside the United Kingdom.  
16B Commission of certain sexual acts outside the United Kingdom.  
17 Liability to other criminal proceedings.

## **PART II**

### **SPORTING EVENTS: CONTROL OF ALCOHOL ETC.**

- 18 Designation of sports grounds and sporting events.  
19 Alcohol on vehicles.  
20 Sporting events: controls.  
21 Police powers of enforcement.  
22 Presumption as to contents of container.  
23 Interpretation of Part II.

## **PART III**

### **DETENTION BY CUSTOMS OFFICERS**

- 24 Detention and questioning by customs officers.  
25 Right to have someone informed when detained.  
26 Detention in connection with certain drug smuggling offences.

## **PART IV**

### **INVESTIGATION OF SERIOUS OR COMPLEX FRAUD**

- 27 Lord Advocate's direction.  
28 Powers of investigation.  
29 Offences in relation to investigations under section 28.  
30 Disclosure of information.

## **PART V**

### **DRUG TRAFFICKING**

#### *Investigations and disclosure of information*

- 31 Order to make material available.  
32 Authority for search.  
33 Interpretation of sections 31 and 32.  
34 Prosecution by order of the Commissioners of Customs and Excise.  
35 Disclosure of information held by government departments.

#### *Offences*

- 36 Offence of prejudicing investigation.  
37 Acquisition, possession or use of proceeds of drug trafficking.  
38 Offence of assisting another to retain the proceeds of drug trafficking.

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- 39 Failure to disclose knowledge or suspicion of money laundering.
- 40 Tipping-off.
- 41 Offences relating to controlled drugs: fines.
- 42 Extension of certain offences to Crown servants and exemptions for regulators etc.
- 43 Interpretation of Part V.

## PART VI

### MISCELLANEOUS AND GENERAL

#### *False oaths etc.*

- 44 False statements and declarations.
- 45 Provisions supplementary to section 44.
- 46 Proceedings.

#### *False monetary instruments*

- 46A False monetary instruments

#### *Offensive weapons*

- 47 Prohibition of the carrying of offensive weapons.
- 48 Search for offensive weapons.
- 49 Offence of having in public place article with blade or point.
- 49A Offence of having article with blade or point (or offensive weapon) on school premises.
- 49B Power of entry to search for articles with a blade or point and offensive weapons.
- 49C Offence of having offensive weapon etc. in prison
- 50 Extension of constable's power to stop, search and arrest without warrant.

#### *Racially-aggravated harassment*

- 50A Racially-aggravated harassment.

#### *Reset*

- 51 Reset.

#### *Vandalism*

- 52 Vandalism.

#### *General*

- 53 Short title, commencement and extent.

## TABLE OF DERIVATIONS

- 1 Notes:
- 2 The following abbreviations are used in the Table:— Acts of...

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