



Criminal Procedure (Scotland) Act 1995

CHAPTER 46

CRIMINAL PROCEDURE (SCOTLAND) ACT 1995

PART I

CRIMINAL COURTS

JURISDICTION AND POWERS

The High Court

- 1 Judges in the High Court.
- 2 Fixing of High Court sittings.

Solemn courts: general

- 3 Jurisdiction and powers of solemn courts.

The sheriff

- 4 Territorial jurisdiction of sheriff.
- 5 The sheriff: summary jurisdiction and powers.

JP courts

- 6 JP courts: constitution and prosecutor.
- 7 JP courts: jurisdiction and powers.

Sittings of sheriff and JP courts

- 8 Sittings of sheriff and JP courts.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Territorial jurisdiction: general

- 9 Boundaries of jurisdiction.
- 9A Competence of justice's actings outwith jurisdiction
- 10 Crimes committed in different districts.
- 10A Jurisdiction for transferred cases
- 11 Certain offences committed outside Scotland.
- 11A Conspiracy to commit offences outside the United Kingdom.

PART II

POLICE FUNCTIONS

Lord Advocate's instructions

- 12 Instructions by Lord Advocate as to reporting of offences.

Detention and questioning

- 13 Powers relating to suspects and potential witnesses.
- 14 Detention and questioning at police station.
- 14A Extension of period of detention under section 14
- 14B Extension under section 14A: procedure
- 15 Right of persons arrested or detained to have intimation sent to another person
- 15A Right of suspects to have access to a solicitor
- 16 Drunken persons: power to take to designated place.

Arrest: access to solicitor

- 17 Right of accused to have access to solicitor.
- 17A Right of person accused of sexual offence to be told about restriction on conduct of defence: arrest

Prints and samples

- 18 Prints, samples etc. in criminal investigations.
- 18A Retention of samples etc.: prosecutions for sexual and violent offences
- 18B Retention of samples etc. where offer under sections 302 to 303ZA accepted
- 18C Section 18B: extension of retention period where relevant offer relates to certain sexual or violent offences
- 18D Retention of samples etc. taken or provided in connection with certain fixed penalty offences
- 18E Retention of samples etc.: children referred to children's hearings
- 18F Retention of samples etc. relating to children: appeals
- 19 Prints, samples etc. in criminal investigations: supplementary provisions.
- 19A Samples etc. from persons convicted of sexual and violent offences.
- 19AA Samples etc. from sex offenders
- 19AB Section 19AA: supplementary provision in risk of sexual harm order cases
- 19B Power of constable in obtaining relevant physical data etc.
- 19C Sections 18 and 19 to 19AA: use of samples etc.
- 20 Use of prints, samples etc.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Testing for Class A drugs

- 20A Arrested persons: testing for certain Class A drugs
- 20B Section 20A: supplementary

Schedule 1 offences

- 21 Schedule 1 offences: power of constable to take offender into custody.

Police liberation

- 22 Liberation by police.
- 22ZA Offences where undertaking breached
- 22ZB Evidential and procedural provision

PART III

BAIL

- 22A Consideration of bail on first appearance
- 23 Bail applications.
- 23A Bail and liberation where person already in custody
- 23B Entitlement to bail and the court's function
- 23C Grounds relevant as to question of bail
- 23D Restriction on bail in certain solemn cases
- 24 Bail and bail conditions.
- 24A Bail conditions: remote monitoring of restrictions on movements
- 24B Regulations as to power to impose remote monitoring requirements under section 24A
- 24C Monitoring of compliance in pursuance of requirements imposed under section 24A
- 24D Remote monitoring
- 24E Documentary evidence in proceedings for breach of bail conditions being remotely monitored
- 24F Bail: extradition proceedings
- 25 Bail conditions: supplementary.
- 25A Failure to accept conditions of bail under section 65(8C): continued detention of accused
- 26 Bail: circumstances where not available.
- 27 Breach of bail conditions: offences.
- 28 Breach of bail conditions: arrest of offender, etc.
- 29 Bail: monetary conditions.
- 30 Bail review.
- 31 Bail review on prosecutor's application.
- 32 Bail appeal.
- 32A Bail after conviction: prosecutor's attitude
- 33 Bail: no fees exigible.

PART IV

PETITION PROCEDURE

Warrants

- 34 Petition for warrant.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Petition proceedings outwith sheriffdom

34A Petition proceedings outwith sheriffdom

Judicial examination

- 35 Judicial examination.
- 36 Judicial examination: questioning by prosecutor.
- 37 Judicial examination: record of proceedings.
- 38 Judicial examination: rectification of record of proceedings.
- 39 Judicial examination: charges arising in different districts.

Committal

- 40 Committal until liberated in due course of law.

PART V

CHILDREN AND YOUNG PERSONS

- 41 Age of criminal responsibility.
- 41A Prosecution of children under 12
- 42 Prosecution of children.
- 43 Arrangements where children arrested.
- 44 Detention of children.
- 45 Security for child's good behaviour.
- 46 Presumption and determination of age of child.
- 47 Restriction on report of proceedings involving children.
- 48 Power to refer certain children to reporter.
- 49 Reference or remit to children's hearing.
- 50 Children and certain proceedings.
- 51 Remand and committal of children and young persons.

PART VI

MENTAL DISORDER

Criminal responsibility of mentally disordered persons

- 51A Criminal responsibility of persons with mental disorder

Diminished responsibility

- 51B Diminished responsibility

Committal of mentally disordered persons

- 52 Power of court to commit to hospital an accused suffering from mental disorder.

Remit of mentally disordered persons from district court

- 52A Remit of certain mentally disordered persons from district court to sheriff court

Assessment orders

- 52B Prosecutor's power to apply for assessment order
- 52C Scottish Ministers' power to apply for assessment order

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 52D Assessment order
- 52E Assessment order made ex proprio motu: application of section 52D
- 52F Assessment order: supplementary
- 52G Review of assessment order
- 52H Early termination of assessment order
- 52J Power of court on assessment order ceasing to have effect

Treatment orders

- 52K Prosecutor's power to apply for treatment order
- 52L Scottish Ministers' power to apply for treatment order
- 52M Treatment order
- 52N Treatment order made ex proprio motu: application of section 52M
- 52P Treatment order: supplementary
- 52Q Review of treatment order
- 52R Termination of treatment order
- 52S Power of court on treatment order ceasing to have effect

Prevention of delay in trials

- 52T Prevention of delay in trials: assessment orders and treatment orders

Effect of assessment and treatment orders on pre-existing mental health orders

- 52U Effect of assessment order and treatment order on pre-existing mental health order

Interim compulsion orders

- 53 Interim compulsion order.
- 53A Interim compulsion order: supplementary
- 53B Review and extension of interim compulsion order
- 53C Early termination of interim compulsion order
- 53D Power of court on interim compulsion order ceasing to have effect

Acquittal involving mental disorder

- 53E Acquittal involving mental disorder

Unfitness for trial

- 53F Unfitness for trial

Insanity in bar of trial

- 54 Insanity in bar of trial.

Examination of facts

- 55 Examination of facts.
- 56 Examination of facts: supplementary provisions.

Disposal in case of insanity

- 57 Disposal of case where accused found to be insane.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Compulsion orders

- 57A Compulsion order
- 57B Compulsion order authorising detention in hospital or requiring residence at place: ancillary provision
- 57C Mental health officer's report
- 57D Compulsion order: supplementary

Hospital orders and guardianship

- 58 Order for hospital admission or guardianship.
- 58A Application of Adults with Incapacity (Scotland) Act 2000
- 59 Hospital orders: restrictions on discharge.

Hospital directions

- 59A Hospital direction
- 59B Hospital direction: mental health officer's report
- 59C Hospital direction: supplementary
- 60 Appeals against hospital orders.
- 60A Appeal by prosecutor against hospital orders etc.
- 60B Intervention orders
- 60C Acquitted persons: detention for medical examination
- 60D Notification of detention under section 60C

Medical evidence

- 61 Requirements as to medical evidence.

Appeals under Part VI

- 62 Appeal by accused in case involving insanity.
- 63 Appeal by prosecutor in case involving insanity.

PART VII

SOLEMN PROCEEDINGS

The indictment

- 64 Prosecution on indictment.
- 65 Prevention of delay in trials.
- 66 Service and lodging of indictment, etc.
- 67 Witnesses.
- 67A Failure of witness to attend for, or give evidence on, precognition.
- 68 Productions.
- 69 Notice of previous convictions.
- 70 Proceedings against bodies corporate.
- 70A Defence statements

Pre-trial proceedings

- 71 First diet.
- 71A Further pre-trial diet: dismissal or withdrawal of solicitor representing accused in case of sexual offence
- 72 Preliminary hearing: procedure up to appointment of trial diet
- 72A Preliminary hearing: appointment of trial diet

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 72B Power to dispense with preliminary hearing
- 72C Procedure where preliminary hearing does not proceed
- 72D Preliminary hearing: further provision
- 72E Written record of state of preparation in certain cases
- 72F Engagement, dismissal and withdrawal of solicitor representing accused
- 72G Service etc. on accused through a solicitor
- 73 Preliminary diet: procedure.
- 74 Appeals in connection with preliminary diets.
- 75 Computation of certain periods.

Adjournment and alteration of diets

- 75A Adjournment and alteration of diets
- 75B Refixing diets

Plea of guilty

- 76 Procedure where accused desires to plead guilty.
- 77 Plea of guilty.

Notice by accused

- 78 Special defences, incrimination and notice of witnesses, etc.
- 79 Preliminary pleas and preliminary issues.
- 79A Objections to admissibility of evidence raised after first diet or preliminary hearing

Alteration, etc, of diet

- 80 Alteration and postponement of trial diet.
- 81 Procedure where trial diet does not proceed.
- 82 Desertion or postponement where accused in custody.
- 83 Transfer of sheriff court solemn proceedings.

Continuation of trial diet in the High Court

- 83A Continuation of trial diet in the High Court

Jurors for sittings

- 84 Juries: returns of jurors and preparation of lists.
- 85 Juries: citation and attendance of jurors.
- 86 Jurors: excusal and objections.

Non-availability of judge

- 87 Non-availability of judge.
- 87A Disposal of preliminary matters at trial diet

Jury for trial

- 88 Plea of not guilty, balloting and swearing of jury, etc.
- 89 Jury to be informed of special defence.
- 90 Death or illness of jurors.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Obstructive witnesses

- 90A Apprehension of witnesses in proceedings on indictment
- 90B Orders in respect of witnesses apprehended under section 90A
- 90C Breach of bail under section 90B(1)(b)
- 90D Review of orders under section 90B(1)(a) or (b)
- 90E Appeals in respect of orders under section 90B(1)

Trial

- 91 Trial to be continuous.
- 92 Trial in presence of accused.
- 93 Record of trial.
- 94 Transcripts of record and documentary productions.
- 95 Verdict by judge alone.
- 96 Amendment of indictment.
- 97 No case to answer.
- 97A Submissions as to sufficiency of evidence
- 97B Acquittals etc. on section 97A(2)(a) submissions
- 97C Directions etc. on section 97A(2)(b) submissions
- 97D No acquittal on “no reasonable jury” grounds
- 98 Defence to speak last.
- 99 Seclusion of jury to consider verdict.

Verdict and conviction

- 100 Verdict of jury.
- 101 Previous convictions: solemn proceedings.
- 101A Post-offence convictions etc.
- 102 Interruption of trial for other proceedings.

Failure of accused to appear

- 102A Failure of accused to appear

PART VIII

APPEALS FROM SOLEMN PROCEEDINGS

- 103 Appeal sittings.
- 104 Power of High Court in appeals.
- 105 Appeal against refusal of application.
- 105A Appeal against granting of application
- 106 Right of appeal.
- 106A Appeal against automatic sentences where earlier conviction quashed.
- 107 Leave to appeal.
- 107A Prosecutor's right of appeal: decisions on section 97 and 97A submissions
- 107B Prosecutor's right of appeal: decisions on admissibility of evidence
- 107C Appeals under section 107A and 107B: general provisions
- 107D Expedited appeals
- 107E Other appeals under section 107A: appeal against acquittal
- 107F Other appeals under section 107A or 107B: appeal against directions etc.
- 108 Lord Advocate's right of appeal against disposal.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 108A Lord Advocate's appeal against decision not to impose automatic sentence in certain cases.
- 109 Intimation of intention to appeal.
- 110 Note of appeal.
- 111 Provisions supplementary to sections 109 and 110.
- 112 Admission of appellant to bail.
- 113 Judge's report.
- 113A Judge's observations in expedited appeal
- 114 Applications made orally or in writing.
- 115 Presentation of appeal in writing.
- 116 Abandonment of appeal.
- 117 Presence of appellant or applicant at hearing.
- 118 Disposal of appeals.
- 119 Provision where High Court authorises new prosecution.
- 120 Appeals: supplementary provisions.
- 121 Suspension of disqualification, forfeiture, etc.
- 121A Suspension of certain sentences pending determination of appeal.
- 122 Fines and caution.
- 123 Lord Advocate's reference.
- 124 Finality of proceedings and Secretary of State's reference.
- 125 Reckoning of time spent pending appeal.
- 126 Extract convictions.
- 127 Forms in relation to appeals.
- 128 Fees and expenses.
- 129 Non-compliance with certain provisions may be waived.
- 130 Bill of suspension not competent.
- 131 Prosecution appeal by bill of advocacy.
- 132 Interpretation of Part VIII.

PART IX

SUMMARY PROCEEDINGS

General

- 133 Application of Part IX of Act.
- 134 Incidental applications.
- 135 Warrants of apprehension and search.
- 136 Time limit for certain offences.
- 136A Time limits for transferred and related cases
- 136B Time limits where fixed penalty offer etc. made
- 137 Alteration of diets.
- 137ZA Refixing diets
- 137A Transfer of sheriff court summary proceedings within sheriffdom
- 137B Transfer of sheriff court summary proceedings outwith sheriffdom
- 137C Custody cases: initiating proceedings outwith sheriffdom
- 137CA Transfer of JP court proceedings within sheriffdom
- 137CB Transfer of JP court proceedings outwith sheriffdom
- 137CC Custody cases: initiating JP court proceedings outwith sheriffdom
- 137D Transfer of JP court proceedings to the sheriff court

Complaints

- 138 Complaints.
- 139 Complaints: orders and warrants.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Citation

- 140 Citation.
- 141 Manner of citation.

Children

- 142 Summary proceedings against children.

Companies

- 143 Prosecution of companies, etc.

First diet

- 144 Procedure at first diet.
- 145 Adjournment for inquiry at first calling.
- 145ZA Adjournment where assessment order made at first calling
- 145A Adjournment at first calling to allow accused to appear etc.
- 146 Plea of not guilty.

Pre-trial procedure

- 147 Prevention of delay in trials.
- 148 Intermediate diet.
- 148A Interim diet: sexual offence to which section 288C of this Act applies
- 148B Pre-trial procedure in sheriff court where no intermediate diet is fixed
- 148C Engagement, dismissal and withdrawal of solicitor representing accused
- 148D Service etc. on accused through a solicitor
- 149 Alibi.
- 149A Notice of defence plea of consent
- 149B Notice of defences

Failure of accused to appear

- 150 Failure of accused to appear.
- 150A Proceedings in absence of accused

Non-availability of judge

- 151 Death, illness or absence of judge.

Trial diet

- 152 Desertion of diet.
- 152A Complaints triable together
- 153 Trial in presence of accused.
- 154 Proof of official documents.
- 155 Punishment of witness for contempt.
- 156 Apprehension of witness.
- 156A Orders in respect of witnesses apprehended under section 156
- 156B Breach of bail under section 156A(1)(b)
- 156C Review of orders under section 156A(1)(a) or (b)
- 156D Appeals in respect of orders under section 156A(1)
- 157 Record of proceedings.
- 158 Interruption of summary proceedings for verdict in earlier trial.
- 159 Amendment of complaint.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 160 No case to answer.
- 161 Defence to speak last.

Verdict and conviction

- 162 Judges equally divided.
- 163 Conviction: miscellaneous provisions.
- 164 Conviction of part of charge.
- 165 “Conviction” and “sentence” not to be used for children.
- 166 Previous convictions: summary proceedings
- 166A Post-offence convictions
- 166B Charges which disclose convictions
- 167 Forms of finding and sentence.
- 168 Caution.
- 169 Detention in precincts of court.

Miscellaneous

- 170 Damages in respect of summary proceedings.
- 171 Recovery of penalties.
- 172 Forms of procedure.

PART X

APPEALS FROM SUMMARY PROCEEDINGS

General

- 173 Quorum of High Court in relation to appeals.
- 174 Appeals relating to preliminary pleas.
- 175 Right of appeal.

Stated case

- 176 Stated case: manner and time of appeal.
- 177 Procedure where appellant in custody.
- 178 Stated case: preparation of draft.
- 179 Stated case: adjustment and signature.
- 180 Leave to appeal against conviction etc.
- 181 Stated case: directions by High Court.
- 182 Stated case: hearing of appeal.
- 183 Stated case: disposal of appeal.
- 184 Abandonment of appeal.

New prosecution

- 185 Authorisation of new prosecution.

Appeals against sentence

- 186 Appeals against sentence only.
- 187 Leave to appeal against sentence.

Disposal of appeals

- 188 Setting aside conviction or sentence: prosecutor’s consent or application.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 189 Disposal of appeal against sentence.
- 190 Disposal of appeal where appellant insane.

Miscellaneous

- 191 Appeal by suspension or advocation on ground of miscarriage of justice.
- 191A Time limit for lodging bills of advocation and bills of suspension
- 192 Appeals: miscellaneous provisions.
- 193 Suspension of disqualification, forfeiture etc.
- 193A Suspension of certain sentences pending determination of appeal.
- 194 Computation of time.

PART XA

SCOTTISH CRIMINAL CASES REVIEW COMMISSION

The Scottish Criminal Cases Review Commission

- 194A Scottish Criminal Cases Review Commission.

References to High Court

- 194B Cases dealt with on indictment.
- 194C Grounds for reference.
- 194D Further provision as to references.
- 194DA High Court's power to reject a reference made by the Commission
- 194E Extension of Commission's remit to summary cases.
- 194F Further powers.
- 194G Supplementary provision.

Powers of investigation of Commission

- 194H Power to request precognition on oath.
- 194I Power to obtain documents etc.
- 194IA Power to request assistance in obtaining information abroad

Disclosure of information

- 194J Offence of disclosure.
- 194K Exceptions from obligations of non-disclosure.
- 194L Consent to disclosure.

PART XI

SENTENCING

General

- 195 Remit to High Court for sentence.
- 196 Sentence following guilty plea.
- 197 Sentencing guidelines.
- 198 Form of sentence.
- 199 Power to mitigate penalties.

Pre-sentencing procedure

- 200 Remand for inquiry into physical or mental condition.
- 201 Power of court to adjourn case before sentence.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 202 Deferred sentence.
- 203 Reports.
- 203A Reports about organisations

Imprisonment, etc.

- 204 Restrictions on passing sentence of imprisonment or detention.
- 204A Restriction on consecutive sentences for released prisoners.
- 204B Consecutive sentences: life prisoners etc.
- 205 Punishment for murder.
- 205B Minimum sentence for third conviction of certain offences relating to drug trafficking.
- 205C Meaning of “conviction” for purposes of sections 205A and 205B.
- 205D Only one sentence of imprisonment for life to be imposed in any proceedings
- 206 Minimum periods of imprisonment.
- 207 Detention of young offenders.
- 208 Detention of children convicted on indictment.
- 209 Supervised release orders.
- 210 Consideration of time spent in custody.
- 210A Extended sentences for sex and violent offenders.
- 210AA Extended sentences for certain other offenders

Risk assessment

- 210B Risk assessment order
- 210C Risk assessment report
- 210D Interim hospital order and assessment of risk
- 210E The risk criteria
- 210EA Application of certain sections of this Act to proceedings under section 210C(7)

Order for lifelong restriction etc.

- 210F Order for lifelong restriction or compulsion order
- 210G Disposal of case where certain orders not made

Report of judge

- 210H Report of judge

Fines

- 211 Fines.
- 212 Fines in summary proceedings.
- 213 Remission of fines.
- 214 Fines: time for payment and payment by instalments.
- 215 Application for further time to pay fine.
- 216 Fines: restriction on imprisonment for default.
- 217 Fines: supervision pending payment.
- 218 Fines: supplementary provisions as to payment.
- 219 Fines: periods of imprisonment for non-payment.
- 220 Fines: part payment by prisoners.
- 221 Fines: recovery by civil diligence.
- 222 Transfer of fine orders.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

223 Transfer of fines: procedure for clerk of court.

The mutual recognition of criminal financial penalties

- 223A Recognition of financial penalties: requests to other member States
- 223B Requests to other member States: procedure on issue of certificate
- 223C Requests to other member States: application of provisions relating to fines
- 223D Requests to other member States: application of provisions relating to compensation orders
- 223E Requests to other member States: application of provisions relating to fixed penalties
- 223F Recognition of financial penalties: requests from other member States
- 223G Requests from other member States: return of certificate
- 223H Requests from other member States: procedure on receipt of certificate
- 223I Requests from other member States: action undertaken under certificate
- 223J Requests from other member States: application of provisions in relation to fines
- 223K Requests from other member States: supplementary provisions in relation to fines
- 223L Requests from other member States: action for enforcement where financial penalty not recovered
- 223M Requests from other member States: application of provisions relating to orders for compensation
- 223N Requests from other member States: supplementary provisions in relation to orders for compensation
- 223O Requests from other member States: application of provisions relating to fixed penalties
- 223P Transfer of certificates to central authority for England and Wales, or to central authority for Northern Ireland
- 223Q The competent authority for Scotland
- 223R Accrual of monies obtained from the enforcement of financial penalties
- 223S Treatment of compensation monies
- 223T Interpretation of sections 223A to 223S

Fines: discharge from imprisonment and penalties

- 224 Discharge from imprisonment to be specified.
- 225 Penalties: standard scale, prescribed sum and uprating.
- 226 Penalties: exceptionally high maximum fines.

Enforcement of fines etc.: fines enforcement officers

- 226A Fines enforcement officers
- 226B Enforcement orders
- 226C Variation for further time to pay
- 226D Seizure of vehicles
- 226E Deduction from benefits
- 226F Powers of diligence
- 226G Reference of case to court
- 226H Review of actions of FEO
- 226HA Judicial co-operation in criminal matters: mutual recognition of financial...
- 226I Enforcement of fines etc.: interpretation

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Caution

227 Caution.

Community payback orders

- 227A Community payback orders
- 227B Community payback order: procedure prior to imposition
- 227C Community payback order: responsible officer
- 227D Community payback order: further provision
- 227E Requirement to avoid conflict with religious beliefs, work etc.
- 227F Payment of offenders' travelling and other expenses

Offender supervision requirement

227G Offender supervision requirement

Compensation requirement

227H Compensation requirement

Unpaid work or other activity requirement

- 227I Unpaid work or other activity requirement
- 227J Unpaid work or other activity requirement: further provision
- 227K Allocation of hours between unpaid work and other activity
- 227L Time limit for completion of unpaid work or other activity
- 227M Fine defaulters
- 227N Offenders subject to more than one unpaid work or other activity requirement
- 227O Rules about unpaid work and other activity

Programme requirement

227P Programme requirement

Residence requirement

227Q Residence requirement

Mental health treatment requirement

- 227R Mental health treatment requirement
- 227S Mental health treatment requirements: medical evidence
- 227T Power to change treatment

Drug treatment requirement

227U Drug treatment requirement

Alcohol treatment requirement

227V Alcohol treatment requirement

Conduct requirement

227W Conduct requirement

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Community payback orders: review, variation etc.

- 227X Periodic review of community payback orders
- 227Y Applications to vary, revoke and discharge community payback orders
- 227Z Variation, revocation and discharge: court's powers
- 227ZA Variation of community payback orders: further provision
- 227ZB Change of offender's residence to new local authority area

Breach of community payback order

- 227ZC Breach of community payback order
- 227ZD Breach of community payback order: further provision

Restricted movement requirement

- 227ZE Restricted movement requirement
- 227ZF Restricted movement requirement: effect
- 227ZG Restricted movement requirements: further provision
- 227ZH Variation of restricted movement requirement
- 227ZI Remote monitoring
- 227ZJ Restricted movement requirements: Scottish Ministers' functions
- 227ZK Documentary evidence in proceedings for breach of restricted movement requirement

Local authorities: annual consultation about unpaid work

- 227ZL Local authorities: annual consultations about unpaid work

Annual reports on community payback orders

- 227ZM Annual reports on community payback orders

Community payback order: meaning of "the appropriate court"

- 227ZN Meaning of "the appropriate court"

Probation

- 228 Probation orders.
- 229 Probation orders: additional requirements.
- 229A Probation progress review
- 230 Probation orders: requirement of treatment for mental condition.
- 230A Requirement for remote monitoring in probation order
- 231 Probation orders: amendment and discharge.
- 232 Probation orders: failure to comply with requirement.
- 233 Probation orders: commission of further offence.
- 234 Probation orders: persons residing in England and Wales.

Non-harassment orders

- 234A Non-harassment orders.

Antisocial behaviour orders

- 234AA Antisocial behaviour orders
- 234AB Antisocial behaviour orders: notification
- 234B Drug treatment and testing order.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 234C Requirements and provisions of drug treatment and testing orders.
- 234CA Requirement for remote monitoring in drug treatment and testing order
- 234D Procedural matters relating to drug treatment and testing orders.
- 234E Amendment of drug treatment and testing order.
- 234F Periodic review of drug treatment and testing order.
- 234G Breach of drug treatment testing order.
- 234H Disposal on revocation of drugs treatment and testing order.
- 234J Concurrent drug treatment and testing and probation orders.
- 234K Drug treatment and testing orders: interpretation.

Supervised attendance

- 235 Supervised attendance orders.
- 236 Supervised attendance orders in place of fines for 16 and 17 year olds.
- 237 Supervised attendance orders where court allows further time to pay fine.

Community service by offenders

- 238 Community service orders.
- 239 Community service orders: requirements.
- 240 Community service orders: amendment and revocation etc.
- 241 Community service order: commission of offence while order in force.
- 242 Community service orders: persons residing in England and Wales.
- 243 Community service orders: persons residing in Northern Ireland.
- 244 Community service orders: general provisions relating to persons living in England and Wales or Northern Ireland.
- 245 Community service orders: rules, annual report and interpretation.

Restriction of liberty orders

- 245A Restriction of liberty orders.
- 245B Monitoring of restriction of liberty orders.
- 245C Remote monitoring.
- 245D Combination of restriction of liberty order with other orders.
- 245E Variation of restriction of liberty order.
- 245F Breach of restriction of liberty order.
- 245G Disposal on revocation of restriction of liberty order.
- 245H Documentary evidence in proceedings under section 245F.
- 245I Procedure on variation or revocation of restriction of liberty order.
- 245J Breach of certain orders: adjourning hearing and remanding in custody etc.

Community reparation orders

- 245K Community reparation orders
- 245L Community reparation order: notification
- 245M Failure to comply with community reparation order: extension of 12 month period
- 245N Failure to comply with community reparation order: powers of court
- 245P Extension, variation and revocation of order
- 245Q Sections 245L, 245N and 245P: meaning of “appropriate court”

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Admonition and absolute discharge

- 246 Admonition and absolute discharge.
- 247 Effect of probation and absolute discharge.

Disqualification

- 248 Disqualification where vehicle used to commit offence.
- 248A General power to disqualify offenders.
- 248B Power to disqualify fine defaulters.
- 248C Application of sections 248A and 248B.

Compensation

- 249 Compensation order against convicted person.
- 250 Compensation orders: supplementary provisions.
- 251 Review of compensation order.
- 252 Enforcement of compensation orders: application of provisions relating to fines.
- 253 Effect of compensation order on subsequent award of damages in civil proceedings.

Forfeiture

- 254 Search warrant for forfeited articles.

PART XII

EVIDENCE

Special capacity

- 255 Special capacity.

Proof of age

- 255A Proof of age.

Agreed evidence

- 256 Agreements and admissions as to evidence.
- 257 Duty to seek agreement of evidence.
- 258 Uncontroversial evidence.

Hearsay

- 259 Exceptions to the rule that hearsay evidence is inadmissible.
- 260 Admissibility of prior statements of witnesses.
- 261 Statements by accused.
- 262 Construction of sections 259 to 261.

Witnesses

- 263 Examination of witnesses.
- 264 Spouse of accused a competent witness.
- 265 Witnesses not excluded for conviction, interest, relationship, etc.
- 266 Accused as witness.
- 267 Witnesses in court during trial.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

267A Citation of witnesses for precognition

Identification procedures

267B Order requiring accused to participate in identification procedure

Additional evidence, etc.

268 Additional evidence.

269 Evidence in replication.

270 Evidence of criminal record and character of accused.

Special measures for child witnesses and other vulnerable witnesses

271 Vulnerable witnesses: main definitions

271A Child witnesses

271B Further special provision for child witnesses under the age of 12

271C Vulnerable witnesses other than child witnesses

271D Review of arrangements for vulnerable witnesses

271E Vulnerable witnesses: supplementary provision

271F The accused

271G Saving provision

271H The special measures

271I Taking of evidence by a commissioner

271J Live television link

271K Screens

271L Supporters

271M Giving evidence in chief in the form of a prior statement

Witness anonymity orders

271N Witness anonymity orders

271P Applications

271Q Making and determination of applications

271R Conditions for making orders

271S Relevant considerations

271T Direction to jury

271U Discharge and variation of order

271V Appeals

271W Appeal against the making of a witness anonymity order

271X Appeal against the refusal to make a witness anonymity order

271Y Appeal against a variation of a witness anonymity order

271Z Appeal against a refusal to vary or discharge a witness anonymity order

Evidence on commission and from abroad

272 Evidence by letter of request or on commission.

273 Television link evidence from abroad.

Evidence from other parts of the United Kingdom

273A Television link evidence from other parts of the United Kingdom

Evidence relating to sexual offences

274 Restrictions on evidence relating to sexual offences.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 275 Exceptions to restrictions under section 274.
- 275A Disclosure of accused's previous convictions where court allows questioning or evidence under section 275
- 275B Provisions supplementary to sections 275 and 275A
- Expert evidence as to subsequent behaviour of complainer*
- 275C Expert evidence as to subsequent behaviour of complainer in certain cases
- Biological material*
- 276 Evidence of biological material.
- Transcripts and records*
- 277 Transcript of police interview sufficient evidence.
- 278 Record of proceedings at examination as evidence.
- Documentary evidence*
- 279 Evidence from documents.
- Evidence from certain official documents*
- 279A Evidence from certain official documents.
- Routine evidence*
- 280 Routine evidence.
- 281 Routine evidence: autopsy and forensic science reports.
- 281A Routine evidence: reports of identification prior to trial
- Sufficient evidence*
- 282 Evidence as to controlled drugs and medicinal products.
- 283 Evidence as to time and place of video surveillance recordings.
- 284 Evidence in relation to fingerprints.
- Proof of previous convictions*
- 285 Previous convictions: proof, general.
- 286 Previous convictions: proof in support of substantive charge.
- 286A Proof of previous conviction by court in other member State

PART XIII

MISCELLANEOUS

Lord Advocate

- 287 Demission from office of Lord Advocate and Solicitor General for Scotland.
- 288 Intimation of proceedings in High Court to Lord Advocate.

Devolution issues

- 288A Rights of appeal for Advocate General: devolution issues.
- 288B Appeals to Supreme Court.

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Dockets and charges in sex cases

- 288BA Dockets for charges of sexual offences
- 288BB Mixed charges for sexual offences
- 288BC Aggravation by intent to rape

Trials for sexual offences

- 288C Prohibition of personal conduct of defence in cases of certain sexual offences
- 288D Appointment of solicitor by court in such cases

Trials involving vulnerable witnesses

- 288E Prohibition of personal conduct of defence in certain cases involving child witnesses under the age of 12
- 288F Power to prohibit personal conduct of defence in other cases involving vulnerable witnesses

Application of vulnerable witnesses provisions to proceedings in the district court

- 288G aApplication of vulnerable witnesses provisions to proceedings in the district court

Treason trials

- 289 Procedure and evidence in trials for treason.

Certain rights of accused

- 290 Accused's right to request identification parade.
- 291 Precognition on oath of defence witnesses.

Mode of trial

- 292 Mode of trial of certain offences.

Art and part and attempt

- 293 Statutory offences: art and part and aiding and abetting.
- 294 Attempt at crime.

Legal custody

- 295 Legal custody.

Warrants

- 296 Warrants for search and apprehension to be signed by judge.
- 297 Execution of warrants and service of complaints, etc.
- 297A Re-execution of apprehension warrants

Trial judge's report

- 298 Trial judge's report.

Intimation of certain applications to the High Court

- 298A Intimation of bills and of petitions to the nobile officium

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Correction of entries

- 299 Correction of entries.
- 300 Amendment of records of conviction and sentence in summary proceedings.

Excusal of irregularities

- 300A Power of court to excuse procedural irregularities

Rights of audience

- 301 Rights of audience.

Recovery of documents

- 301A Recovery of documents

Fixed penalties

- 302 Fixed penalty: conditional offer by procurator fiscal.
- 302A Compensation offer by procurator fiscal
- 302B Combined fixed penalty and compensation offer
- 302C Recall of fixed penalty or compensation offer
- 303 Fixed penalty: enforcement.
- 303ZA Work orders
- 303ZB Setting aside of offers and orders

Transfer of rights of appeal of deceased person

- 303A Transfer of rights of appeal of deceased person.

Electronic proceedings

- 303B Electronic summary proceedings

PART XIV

GENERAL

- 304 Criminal Courts Rules Council.
- 305 Acts of Adjournal.
- 306 Information for financial and other purposes.
- 307 Interpretation.
- 308 Construction of enactments referring to detention etc.
- 308A Expressions relating to electronic proceedings
- 309 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Offences Against Children Under the Age of 17 Years to which Special Provisions Apply

- 1 Any offence under Part I of the Criminal Law (Consolidation)...
- 1A Any offence under section 18 (rape of a young child)...
- 1B Any offence under section 19 (sexual assault on a young...
- 1C Any offence under section 20 (sexual assault on a young...

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

- 1D Any offence under section 42 of that Act (sexual abuse...
 - 2 Any offence under section 12, 15, 22 or 33 of...
- 2A Any offence under the Prohibition of Female Genital Mutilation (Scotland)...
- 2B Any offence under section 52 or 52A of the Civic...
- 2C Any offence under section 1, 9, 10, 11 or 12...
 - 3 Any other offence involving bodily injury to a child under...
 - 4 Any offence involving the use of lewd, indecent or libidinous...
- 4A Any offence under section 5 (coercing a person into being...
- 4B Any offence under any of sections 21 to 26 or...

SCHEDULE 2 — Examples of Indictments

“A.B.(name and address, that given in the declaration being sufficient),...

SCHEDULE 3 — Indictments and Complaints

- 1 An accused may be named and designed—
- 2 It shall not be necessary to specify by any nomen...
- 3 It shall not be necessary to allege that any act...
- 4 (1) The latitude formerly used in stating time shall be...
- 5 The word “money” shall include cheques, banknotes, postal orders, money...
- 6 Any document referred to shall be referred to by a...
- 7 In an indictment which charges a crime importing personal injury...
- 8 (1) In an indictment or a complaint charging the resetting...
- 9 (1) Where two or more crimes or acts of crime...
- 10 (1) Under an indictment or, as the case may be,...
- 11 In an indictment or complaint charging a contravention of an...
- 12 In a complaint charging a contravention of an enactment—
- 13 In the case of an offence punishable under any enactment,...
- 14 Where— (a) any act alleged in an indictment or complaint...
- 15 Where the evidence in a trial is sufficient to prove...
- 16 Where, in relation to an offence created by or under...
- 17 It shall be competent to include in one indictment or...
- 18 In any proceedings under the Merchant Shipping Acts it shall...
- 19 In offences inferring dishonest appropriation of property brought before a...

SCHEDULE 4 — Supervision and Treatment Orders

Part I — PRELIMINARY

- 1 (1) In this Schedule “supervision and treatment order” means an...

Part II — MAKING AND EFFECT OF ORDERS

Circumstances in which orders may be made

- 2 (1) The court shall not make a supervision and treatment...

Making of orders and general requirements

- 3 (1) A supervision and treatment order shall specify the local...

Obligatory requirements as to medical treatment

- 4 (1) A supervision and treatment order shall include a requirement...

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Optional requirements as to residence

- 5 (1) Subject to sub-paragraphs (2) to (4) below, a supervision...
Part III — REVOCATION AND AMENDMENT OF ORDERS

Revocation of order in interests of health or welfare

- 6 Where a supervision and treatment order is in force in...

Amendment of order by reason of change of residence

- 7 (1) This paragraph applies where, at any time while a...

Amendment of requirements of order

- 8 (1) Without prejudice to paragraph 7 above, but subject to...

Amendment of requirements in pursuance of medical report

- 9 (1) Where the medical practitioner by whom or under whose...

Supplemental

- 10 (1) On the making under paragraph 6 above of an...
- 11 (1) On the making under paragraph 7 or 8 above...
- 12 On the making, revocation or amendment of a supervision and...

SCHEDULE 5 — Forms of Complaint and Charges

SCHEDULE 6 —

Discharge

- 1

Amendment

- 2
- 3
- 4

General

- 5
- 6

SCHEDULE 7 —

- 1
- 2
- 3
- 4
- 5
- 5A
- 6
- 7
- 8

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

SCHEDULE 8 — Documentary Evidence in Criminal Proceedings

Production of copy documents

- 1 (1) For the purposes of any criminal proceedings a copy...

Statements in business documents

- 2 (1) Except where it is a statement such as is...
3 A statement in a document shall be admissible in criminal...

Documents kept by businesses etc.

- 4 Unless the court otherwise directs, a document may in any...

Statements not contained in business documents

- 5 (1) In any criminal proceedings, the evidence of an authorised...

Additional evidence where evidence from business documents challenged

- 6 (1) This sub-paragraph applies where— (a) evidence has been admitted...

General

- 7 (1) Nothing in this Schedule— (a) shall prejudice the admissibility...
8 In this Schedule— “business” includes trade, profession or other occupation;...

SCHEDULE 9 — Certificates as to Proof of Certain Routine Matters

SCHEDULE 9A — The Commission: Further Provisions

Membership

- 1 Her Majesty shall, on the recommendation of the Secretary of...
2 (1) Subject to the following provisions of this paragraph, a...

Members and employees

- 3 (1) The Commission shall— (a) pay to members of the...
4 (1) The Commission may appoint a chief executive and such...
5 The Commission shall pay to the Minister for the Civil...

Procedure

- 6 (1) The arrangements for the procedure of the Commission (including...

Evidence

- 7 A document purporting to be— (a) duly executed under the...

Annual reports and accounts

- 8 (1) As soon as possible after the end of each...
9 (1) The Commission shall— (a) keep proper accounts and proper...
10 For the purposes of this Schedule the Commission’s financial year...

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

Expenses

11 The Secretary of State shall defray the expenses of the...

SCHEDULE 10 — Certain Offences Triable only Summarily

Night Poaching Act 1828 (c. 69)

1 Offences under section 1 of the Night Poaching Act 1828...

Public Meeting Act 1908 (c.66)

2 Offences under section 1(1) of the Public Meeting Act 1908...

Post Office Act 1953 (c. 36)

3

Betting, Gaming and Lotteries Act 1963 (c. 2)

4 Offences under the following provisions of the Betting, Gaming and...

Theatres Act 1968 (c.54)

5 Offences under section 6 of the Theatres Act 1968 (provocation...

Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)

6 Offences under section 12(1) of the Criminal Law (Consolidation) (Scotland)...

SCHEDULE 11 — FINANCIAL PENALTIES SUITABLE FOR ENFORCEMENT IN SCOTLAND

Person residing in Scotland

1 The financial penalty is suitable for enforcement in Scotland if...

Person having property etc. in Scotland

2 The financial penalty is suitable for enforcement in Scotland if—...

Person having property etc. in Scotland and England and Wales

3 (1) This paragraph applies if— (a) the certificate states that...

Person having property etc. in Scotland and Northern Ireland

4 (1) This paragraph applies if— (a) the certificate states that...

Person having property etc. in Scotland and England and Wales and Northern Ireland

5 (1) This paragraph applies if— (a) the certificate states that...

Interpretation

6 Where the person required to pay the financial penalty is...

7 In this Schedule, unless the context otherwise requires, references to...

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

SCHEDULE 12 — GROUNDS FOR REFUSAL TO ENFORCE FINANCIAL PENALTIES

PART 1 — THE GROUNDS FOR REFUSAL

- 1 A penalty (of any kind) has been imposed on the...
- 2 A penalty (of any kind) has been imposed on the...
- 3 The decision was made in respect of conduct—
- 4 The decision to which the financial penalty relates was made...
- 5 The decision to which the financial penalty relates was made...
- 6 The certificate does not confirm that— (a) if the proceedings...
- 7 (1) The financial penalty is for an amount of less...

PART 2 — EUROPEAN FRAMEWORK LIST (FINANCIAL PENALTIES)

- 8 Participation in a criminal organisation.
- 9 Terrorism.
- 10 Trafficking in human beings.
- 11 Sexual exploitation of children and child pornography.
- 12 Illicit trafficking in narcotic drugs and psychotropic substances.
- 13 Illicit trafficking in weapons, munitions and explosives.
- 14 Corruption.
- 15 Fraud, including that affecting the financial interests of the European...
- 16 Laundering of the proceeds of crime.
- 17 Counterfeiting currency, including of the euro.
- 18 Computer-related crime.
- 19 Environmental crime, including illicit trafficking in endangered animal species and...
- 20 Facilitation of unauthorised entry and residence.
- 21 Murder, grievous bodily injury.
- 22 Illicit trade in human organs and tissue.
- 23 Kidnapping, illegal restraint and hostage-taking.
- 24 Racism and xenophobia.
- 25 Organised or armed robbery.
- 26 Illicit trafficking in cultural goods, including antiques and works of...
- 27 Swindling.
- 28 Racketeering and extortion.
- 29 Counterfeiting and piracy of products.
- 30 Forgery of administrative documents and trafficking therein.
- 31 Forgery of means of payment.
- 32 Illicit trafficking in hormonal substances and other growth promoters.
- 33 Illicit trafficking in nuclear or radioactive materials.
- 34 Trafficking in stolen vehicles.
- 35 Rape.
- 36 Arson.
- 37 Crimes within the jurisdiction of the International Criminal Court.
- 38 Unlawful seizure of aircraft or ships.
- 39 Sabotage.
- 40 Conduct which infringes road traffic regulations, including breaches of regulations...
- 41 Smuggling of goods.
- 42 Infringements of intellectual property rights.
- 43 Threats and acts of violence against persons, including violence during...
- 44 Criminal damage.
- 45 Theft.
- 46 Offences created by the issuing State and serving the purpose...

Status: Point in time view as at 01/02/2011.

Changes to legislation: Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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)

PART 3 — INTERPRETATION

47 (1) In this Schedule— (a) “conduct” includes any...

— TABLE OF DERIVATIONS

1 *Notes:*

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

Status:

Point in time view as at 01/02/2011.

Changes to legislation:

Criminal Procedure (Scotland) Act 1995 is up to date with all changes known to be in force on or before 25 July 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.