



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART IV

PETITION PROCEDURE

Committal

40 Committal until liberated in due course of law.

- (1) Every petition shall be signed and no accused shall be committed until liberated in due course of law for any crime or offence without a warrant in writing expressing the particular charge in respect of which he is committed.
- (2) Any such warrant for imprisonment which either proceeds on an unsigned petition or does not express the particular charge shall be null and void.
- (3) The accused shall immediately be given a true copy of the warrant for imprisonment signed by the constable or person executing the warrant before imprisonment or by the prison officer receiving the warrant.

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

Criminal Procedure (Scotland) Act 1995, Cross Heading: Committal is up to date with all changes known to be in force on or before 06 August 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.