



Criminal Procedure (Scotland) Act 1995

1995 CHAPTER 46

PART IX

SUMMARY PROCEEDINGS

Trial diet

[^{F1}156D Appeals in respect of orders under section 156A(1)

- (1) Any of the parties specified in subsection (2) below may appeal to the High Court against—
 - (a) any order made under subsection (1)(a) or (c) of section 156A of this Act;
 - (b) where an order is made under subsection (1)(b) of that section—
 - (i) the order;
 - (ii) any of the conditions imposed under subsection (6) of that section on the making of the order; or
 - (iii) both the order and any such conditions.
- (2) The parties referred to in subsection (1) above are—
 - (a) the witness in respect of whom the order which is the subject of the appeal was made;
 - (b) the prosecutor; and
 - (c) the accused.
- (3) A party making an appeal under subsection (1) above shall intimate it to the other parties specified in subsection (2) above; and, for that purpose, intimation to the Crown Agent shall be sufficient intimation to the prosecutor.
- (4) An appeal under this section shall be disposed of by the High Court or any Lord Commissioner of Justiciary in court or in chambers after such enquiry and hearing of the parties as shall seem just.
- (5) Where the witness in respect of whom the order which is the subject of an appeal under this section was made is under 21 years of age, section 51 of this Act shall apply

Status: Point in time view as at 18/12/2013. This version of this provision has been superseded.

Changes to legislation: *Criminal Procedure (Scotland) Act 1995, Section 156D is up to date with all changes known to be in force on or before 11 September 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)*

to the High Court or, as the case may be, the Lord Commissioner of Justiciary when disposing of the appeal as it applies to a court when remanding or committing a person of the witness's age for trial and sentence.]

Textual Amendments

- F1** Ss. 156-156D substituted (10.3.2008) for s. 156 by [Criminal Proceedings etc. \(Reform\) \(Scotland\) Act 2007 \(asp 6\)](#), **ss. 16**, 84; S.S.I. 2008/42, **art. 3**, Sch.

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