



# Crime and Punishment (Scotland) Act 1997

## 1997 CHAPTER 48

### PART VI

#### MISCELLANEOUS AND GENERAL

##### *General*

#### **62 Minor and consequential amendments, and repeals**

- (1) The enactments mentioned in Schedule 1 to this Act shall have effect subject to the amendments specified therein, being minor amendments and amendments consequential upon the provisions of this Act.
- (2) The enactments mentioned in Schedule 3 to this Act are repealed to the extent specified in the third column of that Schedule.

#### **63 Financial provisions**

- (1) There shall be paid out of money provided by Parliament any expenses incurred—
  - (a) by the Secretary of State, under—
    - (i) section 245C(1) of the 1995 Act (remote monitoring of restriction of liberty orders) (as inserted by section 5 of this Act);
    - (ii) Part XA of the 1995 Act (Scottish Criminal Cases Review Commission) (as inserted by section 25 of this Act);
    - (iii) section 36(1) of the Police (Scotland) Act 1967 (common police services) (as inserted by section 46 of this Act); or
  - (b) by the Scottish Legal Aid Board under—
    - (i) section 28A(1) of the 1986 Act (power of Board to employ solicitors for criminal legal assistance) (as inserted by section 50 of this Act); or

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*Status: This is the original version (as it was originally enacted).*

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- (ii) section 33A(1) of the 1986 Act (power of Board to enter into contracts for provision of criminal legal assistance) (as inserted by section 52 of this Act); or
  - (c) by the Lord Advocate under section 60 of this Act.
- (2) There shall be paid out of money provided by Parliament any increase attributable to this Act in the sums payable out of money so provided under any other Act.

## **64 Interpretation**

In this Act, unless the context otherwise requires—

- “supervised release order” has the same meaning as in section 209 of the 1995 Act (supervised release orders);
- “the 1984 Act” means the Mental Health (Scotland) Act 1984;
- “the 1986 Act” means the Legal Aid (Scotland) Act 1986;
- “the 1989 Act” means the Prisons (Scotland) Act 1989;
- “the 1993 Act” means the Prisoners and Criminal Proceedings (Scotland) Act 1993;
- “the 1995 Act” means the Criminal Procedure (Scotland) Act 1995.

## **65 Short title, commencement and extent**

- (1) This Act may be cited as the Crime and Punishment (Scotland) Act 1997.
- (2) This Act, except sections 45 and 46, shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint, and different days may be appointed for different purposes.
- (3) In an order under subsection (2) above made in respect of any provision of sections 49 to 54 of this Act, or of paragraph 12 of Schedule 1 to this Act—
  - (a) different days may be appointed for different provisions;
  - (b) different days may be appointed for different areas; and
  - (c) different provisions may be brought into force in relation to different areas.
- (4) An order under subsection (2) above may contain such transitional and consequential provisions and savings as appear to the Secretary of State to be necessary or expedient in connection with the provisions brought into force.
- (5) Subject to subsections (6) and (7) below, this Act shall extend to Scotland only.
- (6) Section 4(3) and (5) of this Act shall extend to England and Wales, and section 37(4) of this Act shall extend to England and Wales and Northern Ireland.
- (7) The amendment or repeal of any enactment by Schedules 1 or 3 to this Act shall have the same extent as the enactment so amended or, as the case may be, repealed.