



# Crime and Punishment (Scotland) Act 1997

## 1997 CHAPTER 48

### PART I

#### SENTENCING

##### *Mentally disordered offenders*

#### **12 Sentence calculation where remand spent in hospital**

In section 210 of the 1995 Act (consideration of time spent in custody), in subsection (1)—

- (a) at the end of paragraph (a) there shall be inserted the words “; or spent in hospital awaiting trial or sentence by virtue of an order made under section 52, 53 or 200 of this Act”; and
- (b) in paragraph (c), after subparagraph (ii) there shall be inserted the following words—

“; or

- (iii) has spent a period of time in hospital awaiting trial or sentence by virtue of an order made under section 52, 53 or 200 of this Act.”.