

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Summary Jurisdiction (Scotland) Act 1954 (Repealed 1.4.1996), Part VI. (See end of Document for details)*

## SCHEDULES

### SECOND SCHEDULE

#### FORMS OF PROCEDURE

#### PART VI

#### FORMS OF PROCEDURE IN APPEALS

**Modifications etc. (not altering text)**

C1 Pt. VI applied by [Criminal Procedure \(Scotland\) Act 1975 \(c. 21\)](#), ss. 447(2), 450

#### *Stated Case*

In the Court of held at

Case for the opinion of the High Court of Justiciary at Edinburgh

In causa A.B. v. C.D.

This is a cause [*here state concisely and without argument the nature of the cause and the facts if any admitted or proved in evidence, any objections to the admission or rejection of evidence taken in the proof, the grounds of the decision, and any other matters necessary to be stated for the information of the superior court.*]

The question submitted for the opinion of the Court is:—

[*Here state the question or questions seriatim, for the opinion of the Court.*]

This case is stated by me [*or us*].

(*Signature of the Inferior Judge, or preses if more than two Judges.*)

#### *Minutes of Procedure*

*Edinburgh*, January, 19 .—The said A.B. craves the court to state a case for the opinion of the High Court of Justiciary.A.B., or C.D., Solicitor for the said A.B.

*Eo die* the court fixes £ as the sum to be consigned by the appellant, and grants interim liberation without further caution.

*Eo die* £ consigned.

January, 19 .—Draft case sent to appellant and duplicate thereof to respondent.

February, 19 .—Last date for receipt of adjustments.

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March, 19 .—Case signed and sent to appellant and complaint and productions transmitted to clerk of justiciary.

*Where Prosecutor consents to Conviction being set aside*

January, 19 .—The prosecutor consents to the conviction in this case being set aside by the High Court in respect [*set forth grounds on which consent given*].

*(To be signed by the prosecutor or his Solicitor.)*

January, 19 .—The Appellant intimated that he did not desire to be heard with reference to the above minute by the prosecutor.

*Eo die* case transmitted to clerk of justiciary.

*The above Minutes of Procedure will, except where otherwise stated, be signed by the clerk of the court.*

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