
STATUTORY INSTRUMENTS

1996 No. 617

**The Criminal Justice (Scotland)
Act 1987 Fixed Penalty Order 1996**

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Criminal Justice (Scotland) Act 1987 Fixed Penalty Order 1996.

(2) This Order shall, subject to paragraph (3), come into force on 31st March 1996.

(3) This Order shall not apply in respect of any conditional offer made before 31st March 1996.

2. In this Order:—

“the Act” means the Criminal Justice (Scotland) Act 1987; and

“conditional offer” means a conditional offer made under section 56 of the Act.

Scale of fixed penalties

3. For the purposes of section 56 of the Act (conditional offer of fixed penalty by procurator fiscal), there is hereby prescribed the scale of fixed penalties specified in the Schedule to this Order.

Payment of fixed penalties

4.—(1) Subject to article 5 of this Order, any fixed penalty may be paid in equal instalments of such sum, not exceeding, in any case, £20 as may be determined by the procurator fiscal and specified in the conditional offer.

(2) Each instalment shall become due for payment as follows:—

(a) on the fourteenth day after acceptance of the conditional offer by making payment of the first instalment in accordance with section 56 of the Act, the second instalment shall become due for payment; and

(b) each subsequent instalment shall become due for payment on the fourteenth day after the immediately preceding instalment became so due.

(3) Subject to paragraph (4), payment of each instalment shall be made on or before the day on which that instalment becomes due for payment in accordance with paragraph (2).

(4) Where the day on which any instalment becomes due for payment under paragraph (2) falls on a Saturday, Sunday or court holiday prescribed for the relevant court, payment of that instalment may be made on the next day which is not a Saturday, Sunday or such court holiday.

5. Where payment of any instalment (other than the first instalment) has not been made in accordance with article 4 of this Order, the whole of the amount of the fixed penalty then outstanding shall immediately fall due for payment.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Revocation

6. Subject to article 1(3) of this Order, the Criminal Justice (Scotland) Act 1987 Fixed Penalty Order 1987(1) is hereby revoked.

St Andrew's House,
Edinburgh
5th March 1996

James Douglas-Hamilton
Minister of State, Scottish Office