
Changes to legislation: There are currently no known outstanding effects for the Coronavirus (Recovery and Reform) (Scotland) Act 2022, Cross Heading: Ability of any sheriff court to deal with proceedings following failure to appear. (See end of Document for details)

SCHEDULE TEMPORARY JUSTICE MEASURES

PART 4

NATIONAL JURISDICTION FOR CALLINGS FROM CUSTODY ETC.

Ability of any sheriff court to deal with proceedings following failure to appear

- 17 (1) [This paragraph](#) applies where—
- (a) a calling of proceedings has come before a sheriff court by virtue of [paragraph 16\(1\)](#), and
 - (b) the proceedings are in respect of an accused person’s failure to attend a diet in summary criminal proceedings or proceedings on indictment (“the principal proceedings”).
- (2) If the principal proceedings are proceedings on indictment, the court may deal with them until the end of the diet in which the calling mentioned in [sub-paragraph \(1\)\(a\)](#) takes place.
- (3) If the principal proceedings are summary criminal proceedings, they may continue to be dealt with—
- (a) in the same sheriff court, and
 - (b) by a sheriff of any sheriffdom,
- unless, and until the end of the diet at which, the accused person tenders a plea of not guilty or confirms that the person is adhering to a previously tendered plea of not guilty and (in either case) that plea is not accepted by the prosecutor.

Modifications etc. (not altering text)

- C1** [Sch. para. 17](#) continued until 30.11.2024 (30.11.2023) by virtue of [The Coronavirus \(Recovery and Reform\) \(Scotland\) Act 2022 \(Extension and Expiry of Temporary Justice Measures\) Regulations 2023 \(S.S.I. 2023/360\)](#), regs. 1(3), **3(2)**
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Commencement Information

- II** [Sch. para. 17](#) in force at 1.10.2022, see [s. 59\(1\)](#)

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