
Changes to legislation: Civic Government (Scotland) Act 1982, Cross Heading: Retention is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

[^{F1}SCHEDULE 2A

RETENTION AND DISPOSAL OF PROPERTY SEIZED UNDER SECTION 54(2A) OF THIS ACT

Textual Amendments

F1 Sch. 2A inserted (1.12.1998) by 1998 c. 37, s. 24(4), **Sch. 1**; S.I. 1998/2327, **art. 4**

Retention

- 2 (1) Subject to sub-paragraph (2) below, property to which this Schedule applies may be retained for a period of twenty-eight days beginning with the day on which it was seized.
- (2) Where proceedings for an offence are instituted within the period specified in sub-paragraph (1) above against any person, the property may be retained for a period beginning on the day on which it was seized and ending on the day when—
- (a) the prosecutor certifies that the property is not, or is no longer, required as a production in criminal proceedings or for any purpose relating to such proceedings;
 - (b) the accused in such proceedings—
 - (i) is sentenced or otherwise dealt with for the offence; or
 - (ii) is acquitted of the offence; or
 - (c) the proceedings are expressly abandoned by the prosecutor or are deserted *simpliciter*.]

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 22(1)(c) repealed by [2015 asp 10 s. 65\(3\)](#)
- s. 49(9) added by [2010 asp 13 s. 200\(1\)\(b\)](#)