



Criminal Procedure (Scotland) Act 1995

CHAPTER 46

CRIMINAL PROCEDURE (SCOTLAND) ACT 1995

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SCHEDULES**SCHEDULE 1 — Offences Against Children Under the Age of 17 Years to which Special Provisions Apply**

- 1 Any offence under Part I of the Criminal Law (Consolidation)...
- 2 Any offence under section 12, 15, 22 or 33 of...
- 3 Any other offence involving bodily injury to a child under...
- 4 Any offence involving the use of lewd, indecent or libidinous...

SCHEDULE 2 — Examples of Indictments**SCHEDULE 3 — Indictments and Complaints**

- 1 An accused may be named and designed—
- 2 It shall not be necessary to specify by any nomen...
- 3 It shall not be necessary to allege that any act...
- 4 (1) The latitude formerly used in stating time shall be...
- 5 The word “money” shall include cheques, banknotes, postal orders, money...
- 6 Any document referred to shall be referred to by a...
- 7 In an indictment which charges a crime importing personal injury...

- 8 (1) In an indictment or a complaint charging the resetting...
9 (1) Where two or more crimes or acts of crime...
10 (1) Under an indictment or, as the case may be,...
11 In an indictment or complaint charging a contravention of an...
12 In a complaint charging a contravention of an enactment—
13 In the case of an offence punishable under any enactment,...
14 Where— (a) any act alleged in an indictment or complaint...
15 Where the evidence in a trial is sufficient to prove...
16 Where, in relation to an offence created by or under...
17 It shall be competent to include in one indictment or...
18 In any proceedings under the Merchant Shipping Acts it shall...
19 In offences inferring dishonest appropriation of property brought before
a...

SCHEDULE 4 — Supervision and Treatment Orders

Part I — PRELIMINARY

- 1 (1) In this Schedule “supervision and treatment order” means an...

Part II — MAKING AND EFFECT OF ORDERS

Circumstances in which orders may be made

- 2 (1) The court shall not make a supervision and treatment...

Making of orders and general requirements

- 3 (1) A supervision and treatment order shall specify the local...

Obligatory requirements as to medical treatment

- 4 (1) A supervision and treatment order shall include a requirement...

Optional requirements as to residence

- 5 (1) Subject to sub-paragraphs (2) to (4) below, a supervision...

Part III — REVOCATION AND AMENDMENT OF ORDERS

Revocation of order in interests of health or welfare

- 6 Where a supervision and treatment order is in force in...

Amendment of order by reason of change of residence

- 7 (1) This paragraph applies where, at any time while a...

Amendment of requirements of order

- 8 (1) Without prejudice to paragraph 7 above, but subject to...

Amendment of requirements in pursuance of medical report

- 9 (1) Where the medical practitioner by whom or under whose...

Supplemental

- 10 (1) On the making under paragraph 6 above of an...
11 (1) On the making under paragraph 7 or 8 above...
12 On the making, revocation or amendment of a supervision and...

SCHEDULE 5 — Forms of Complaint and Charges

SCHEDULE 6 — Discharge of and Amendment to Probation Orders

Discharge

- 1 A probation order may on the application of the officer...

Amendment

- 2 (1) If the court by which a probation order was...
3 (1) Without prejudice to paragraph 2 above, the court by...
4 Where the medical practitioner or chartered psychologist by whom or...

General

- 5 (1) Where the court which made the order or the...
6 On the making of an order discharging or amending a...

SCHEDULE 7 — Supervised Attendance Orders: Further Provisions

- 1 (1) A court shall not make a supervised attendance order...
2 (1) A supervised attendance order shall— (a) specify the locality...
3 (1) An offender in respect of whom a supervised attendance...
4 (1) If at any time while a supervised attendance order...
5 (1) Where a supervised attendance order is in force in...
6 (1) The Secretary of State may make rules for regulating...
7 The Secretary of State shall lay before Parliament each year,...
8 In this Schedule— “the appropriate court” in relation to a...

SCHEDULE 8 — Documentary Evidence in Criminal Proceedings

Production of copy documents

- 1 (1) For the purposes of any criminal proceedings a copy...

Statements in business documents

- 2 (1) Except where it is a statement such as is...
3 A statement in a document shall be admissible in criminal...

Documents kept by businesses etc.

- 4 Unless the court otherwise directs, a document may in any...

Statements not contained in business documents

- 5 (1) In any criminal proceedings, the evidence of an authorised...

Additional evidence where evidence from business documents challenged

- 6 (1) This sub-paragraph applies where— (a) evidence has been
admitted...

General

- 7 (1) Nothing in this Schedule— (a) shall prejudice the admissibility...

- 8 In this Schedule— “business” includes trade, profession or other occupation;...

SCHEDULE 9 — Certificates as to Proof of Certain Routine Matters

SCHEDULE 10 — Certain Offences Triable only Summarily

Night Poaching Act 1828 (c. 69)

- 1 Offences under section 1 of the Night Poaching Act 1828...

Public Meeting Act 1908 (c. 66)

- 2 Offences under section 1(1) of the Public Meeting Act 1908...

Post Office Act 1953 (c. 36)

- 3 Offences under section 56 of the Post Office Act 1953...

Betting, Gaming and Lotteries Act 1963 (c. 2)

- 4 Offences under the following provisions of the Betting, Gaming and...

Theatres Act 1968 (c. 54)

- 5 Offences under section 6 of the Theatres Act 1968 (provocation...

Criminal Law (Consolidation) (Scotland) Act 1995 (c. 39)

- 6 Offences under section 12(1) of the Criminal Law (Consolidation) (Scotland)...

TABLE OF DERIVATIONS

- 1 Notes:
2 The following abbreviations are used in the Table:— Acts of...