



Coronavirus (Scotland) Act 2020

2020 asp 7

CORONAVIRUS (SCOTLAND) ACT 2020

PART 1

MAIN PROVISIONS

Key expression

- 1 Meaning of “coronavirus”

Eviction from dwelling-houses

- 2 Eviction from dwelling-houses

Protection for debtors

- 3 Temporary extension of moratoriums on diligence

Children and vulnerable adults

- 4 Children and vulnerable adults

Justice

- 5 Justice

Alcohol licensing

- 6 Alcohol licensing

Public bodies

- 7 Functioning of public bodies

Other measures in response to coronavirus

- 8 Other measures in response to coronavirus

PART 2

SUPPORTING PROVISIONS

- 9 Advancement of equality and non-discrimination
- 10 Subordinate legislation making powers
- 11 Power to suspend and revive provisions
- 12 Expiry
- 13 Power to bring forward expiry
- 14 Power to amend Act in consequence of amendments to subordinate legislation
- 15 Reports by the Scottish Ministers on status of provisions
- 16 Ancillary provision
- 17 Commencement
- 18 Short title

SCHEDULE 1 — Eviction from dwelling-houses

- 1 Private residential tenancies: eviction grounds to be discretionary
- 2 Private residential tenancies: extension of notice periods
- 3 Assured tenancies: eviction grounds to be discretionary
- 4 Assured tenancies: extension of notice periods
- 5 Tenancies under the Rent (Scotland) Act 1984: eviction grounds to be discretionary
- 6 Tenancies under the Rent (Scotland) Act 1984: extension of notice periods
- 7 Scottish secure tenancies: extension of notice periods
- 8 Power to modify notice periods
- 9 Consequential modifications in relation to prescribed forms
- 10 Errors in notices

SCHEDULE 2 — Temporary extension of moratoriums on diligence

- 1 The Bankruptcy (Scotland) Act 2016 applies in accordance with the...
- 2 Section 195 (moratorium on diligence: notice of intention to make...
- 3 Section 196 (moratorium on diligence: notice of intention to make...
- 4 Section 198 (period of moratorium) has effect as if—

SCHEDULE 3 — Children and vulnerable adults**PART 1 — CHILDREN**

- 1 Requirements as to members of children's hearings
- 2 Child assessment and child protection orders
- 3 Maximum period for which compulsory supervision order has effect
- 4 Maximum period for which interim compulsory supervision order or interim variation of compulsory supervision order has effect
- 5 Period within which children's hearing must be held in certain cases
- 6 Children in secure accommodation
- 7 Modification of certain time limits for making and determination of appeals etc.
- 8 Attendance at children's hearing
- 9 Authentication of children's hearings documents
- 10 Looked after children

PART 2 — VULNERABLE ADULTS

11 Care of adults with incapacity

SCHEDULE 4 — Justice

PART 1 — COURTS AND TRIBUNALS: CONDUCT OF BUSINESS BY ELECTRONIC MEANS

- 1 Electronic signatures and transmission of documents
 - 2 Suspension of requirements for physical attendance
 - 3 Attendance by electronic means
 - 4 Further provision about attendance by electronic means
 - 5 Publication of directions and guidance
 - 6 Interpretation of Part
- #### PART 2 — FISCAL FINES
- 7 Fixed penalty: conditional offer by procurator fiscal
- #### PART 3 — CASES BEGINNING WITH AN APPEARANCE FROM CUSTODY
- 8 Ability to take case in any sheriff court
 - 9 Paragraph 8: supporting provision
- #### PART 4 — EXTENSION OF TIME LIMITS
- 10 Criminal proceedings: extension of time limits
- #### PART 5 — EVIDENCE
- 11 Exceptions to the rule that hearsay evidence is inadmissible
- #### PART 6 — COMMUNITY ORDERS
- 12 Community payback orders: extension of unpaid work or other activity requirements
 - 13 Community payback orders: time limit for completion of unpaid work or other activity
 - 14 Community orders: postponement
 - 15 Community orders: variation
 - 16 Community orders: interpretation
- #### PART 7 — PAROLE BOARD
- 17 Chairing of the Parole Board
 - 18 Modifications of the Parole Board Rules
- #### PART 8 — RELEASE OF PRISONERS
- 19 Early release of prisoners
 - 20 Regulations under paragraph 19: procedure and expiry
- #### PART 9 — LEGAL AID
- 21 Assessment of claims for interim payment of fees and outlays
 - 22 Recovery of overpayment of interim fees or outlays paid to firms
 - 23 Payment of interim fees for civil legal aid to counsel

SCHEDULE 5 — Alcohol licensing

- 1 Requirement to hold a hearing
- 2 Premises licences
- 3 Personal licence holders
- 4 Licensing Boards etc.
- 5 Modifications of duties of Licensing Standards Officers
- 6 Notifications by the chief constable
- 7 Interpretation
- 8 Modifications of the Licensing (Procedure) (Scotland) Regulations 2007

SCHEDULE 6 — Functioning of public bodies

PART 1 — LICENSING OTHER THAN ALCOHOL LICENSING

- 1 Modifications of Civic Government (Scotland) Act 1982 etc.
- #### PART 2 — FREEDOM OF INFORMATION

Status: This is the original version (as it was originally enacted).

- 2 Interpretation
- 3 Time periods for responding to requests
- 4 The Freedom of Information (Scotland) Act 2002 (Time for Compliance)...
- 5 Extension of periods in which certain authorities may respond
- 6 Commissioner's ability to take account of impact of coronavirus
- 7 Giving notice electronically
 - PART 3 — DUTIES IN RESPECT OF REPORTS AND OTHER DOCUMENTS
- 8 Power to postpone publication and laying of reports
- 9 Power to publish or make available documents for inspection electronically
- 10 Resumption of duties in relation to reports and documents
 - PART 4 — LOCAL AUTHORITY MEETINGS
- 11 Introductory
- 12 Interpretation
- 13 Grounds for exclusion of the public from meetings of local authorities
- 14 Photographic copies of documents in respect of meetings of local authorities
 - PART 5 — DUTIES UNDER THE PUBLIC FINANCE AND ACCOUNTABILITY (SCOTLAND) ACT 2000
- 15 (1) The Scottish Ministers may by regulations make provision modifying...

SCHEDULE 7 — Other measures in response to coronavirus

- 1 Social security
- 2 In section 41 (right to request re-determination)—
- 3 In section 48 (deadline for appealing), in subsection (1)(c) after...
- 4 After section 52 insert— Coronavirus: relaxation of deadlines Re-determination and...
- 5 Section 43 (duty to re-determine) has effect as if—
- 6 Irritancy clauses in commercial leases: non-payment of rent or other sums due
- 7 Section 4 (irritancy clauses etc. relating to monetary breaches of...
- 8 Duration of planning permission
- 9 Section 58 (duration of planning permission) has effect as if...
- 10 Section 59 (planning permission in principle) has effect as if...
- 11 Electronic delivery of copy of deed to Registers of Scotland
- 12 Section 21 (application for registration of deed) has effect as...
- 13 The Land Registers (Scotland) Act 1868 applies in accordance with...
- 14 Section 6A (writs transmitted electronically to Register of Sasines) has...
- 15 Land registration: period of effect of advance notice
- 16 The advance notice is to be treated as having continued...
- 17 Paragraph 18 applies to an advance notice within the meaning...
- 18 The advance notice is to be treated as having continued...
- 19 Section 58 of the 2012 Act (period of effect of...
- 20 Anatomy Act 1984: extension of periods
- 21 Section 4B (lawful examinations: further provision) has effect as if...
- 22 Section 5 (control of possession after examination) has effect as...
- 23 Scrutiny of subordinate legislation in urgent cases
- 24 A Scottish statutory instrument containing subordinate legislation made in accordance...

- 25 Where subordinate legislation is made in accordance with paragraph 23,...
- 26 Subordinate legislation made in accordance with paragraph 23 must be...
- 27 Subordinate legislation made in accordance with paragraph 23 ceases to...
- 28 In calculating the period of 28 days for the purpose...
- 29 If subordinate legislation ceases to have effect as a result...
- 30 (1) In paragraphs 23 to 29, “subordinate legislation” includes an...
- 31 Business improvement districts: extension of certain arrangements
- 32 Muirburn
- 33 Section 23 (muirburn season) has effect as if—