



Bail, Judicial Appointments etc. (Scotland) Act 2000

2000 asp 9

PART 1

BAIL

2 **Bail and liberation where person already in custody**

After section 23 (bail applications) of the 1995 Act there is inserted—

“23A Bail and liberation where person already in custody

- (1) A person may be admitted to bail under section 22A or 23 of this Act although in custody—
 - (a) having been refused bail in respect of another crime or offence; or
 - (b) serving a sentence of imprisonment.
- (2) A decision to admit a person to bail by virtue of subsection (1) above does not liberate the person from the custody mentioned in that subsection.
- (3) The liberation under section 22A(3) or 23(7) of this Act of a person who may be admitted to bail by virtue of subsection (1) above does not liberate that person from the custody mentioned in that subsection.
- (4) In subsection (1) above, “another crime or offence” means a crime or offence other than that giving rise to the consideration of bail under section 22A or 23 of this Act.”.