



# Vulnerable Witnesses (Scotland) Act 2004

## 2004 asp 3

### PART 2

#### CIVIL PROCEEDINGS

##### *Evidence of children and other vulnerable witnesses: special measures*

#### 21 Screens

- (1) Where the special measure to be used is a screen, the screen must be used to conceal the parties to the proceedings from the sight of the vulnerable witness in respect of whom the special measure is to be used.
- (2) However, the court must make arrangements to ensure that the parties are able to watch and hear the vulnerable witness giving evidence.
- (3) Subsections (2) and (3) of section 20 apply for the purposes of use of a screen under this section as they apply for the purposes of use of a live television link under that section but as if—
  - (a) references to the live television link were references to the screen, and
  - (b) the reference to receiving such a link were a reference to the use of a screen.

#### Commencement Information

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| <b>I1</b> | S. 21 in force at 1.4.2005 for specified purposes by <a href="#">S.S.I. 2005/168</a> , art. 2, <b>Sch.</b> (with art. 4)             |
| <b>I2</b> | S. 21 in force at 30.11.2005 for specified purposes by <a href="#">S.S.I. 2005/590</a> , art. 2, <b>Sch.</b> (with art. 4)           |
| <b>I3</b> | S. 21 in force at 1.4.2006 for specified purposes by <a href="#">S.S.I. 2006/59</a> , art. 2, <b>Sch.</b> (with art. 4)              |
| <b>I4</b> | S. 21 in force at 1.11.2007 in so far as not already in force by <a href="#">S.S.I. 2007/447</a> , art. 3, <b>Sch.</b> (with art. 4) |

**Changes to legislation:**

Vulnerable Witnesses (Scotland) Act 2004, Section 21 is up to date with all changes known to be in force on or before 30 June 2023. 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.

[View outstanding changes](#)

**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. 11A11B inserted by [2020 asp 16 s. 4\(3\)](#)
- s. 12(3A) inserted by [2020 asp 16 s. 4\(4\)](#)
- s. 12(6A) inserted by [2020 asp 16 s. 5\(2\)](#)
- s. 22B-22D inserted by [2020 asp 16 s. 4\(5\)](#)