



# Criminal Justice and Licensing (Scotland) Act 2010

2010 asp 13

## PART 1

### SENTENCING

#### *The Scottish Sentencing Council*

#### **12 Business plan**

- (1) The Council must, before the submission day for each period of 3 years, prepare and submit to the Scottish Ministers a plan (a “business plan”) describing how the Council proposes to carry out its functions during the period.
- (2) The “submission day” is—
  - (a) for the period of 3 years beginning on the day on which this section comes into force, the day specified by order made by the Scottish Ministers,
  - (b) for each succeeding period of 3 years, the first day of the period.
- (3) A business plan must—
  - (a) be prepared in such form as the Scottish Ministers may direct,
  - (b) contain the information specified in subsection (4) and such other information as they may direct, and
  - (c) be submitted by such time as they may direct.
- (4) The information referred to in subsection (3)(b) is details of the matters in relation to which the Council proposes to prepare sentencing guidelines.
- (5) The Council may include in a business plan such other information as it considers appropriate.
- (6) In preparing a business plan, the Council must consult—
  - (a) the Scottish Ministers,
  - (b) the Lord Advocate,
  - (c) the Lord Justice General, and

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**Changes to legislation:** There are currently no known outstanding effects for the Criminal Justice and Licensing (Scotland) Act 2010, Section 12. (See end of Document for details)

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- (d) such other persons as it considers appropriate.
- (7) The Scottish Ministers must lay before the Scottish Parliament each business plan submitted to them.
- (8) The Council must, as soon as practicable after a business plan has been laid before the Parliament, publish it in such manner as it considers appropriate.
- (9) The Council may at any time during a period covered by a business plan review the plan for the period and submit to the Scottish Ministers a revised plan.
- (10) Subsections (3) to (8) apply to a revised plan as they apply to a business plan.

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**Commencement Information**

**II** S. 12 in force at 19.10.2015 by [S.S.I. 2015/336](#), art. 2(a)

**Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice and Licensing (Scotland) Act 2010, Section 12.