



# Criminal Justice and Licensing (Scotland) Act 2010

2010 asp 13

## PART 1

### SENTENCING

#### *The Scottish Sentencing Council*

#### [<sup>F1</sup>8A Sheriff Appeal Court's power to require preparation or review of sentencing guidelines

- (1) Where the Sheriff Appeal Court pronounces an opinion under section 189(7) of the 1995 Act, the Court may require the Council to—
  - (a) prepare, for the approval of the High Court of Justiciary, sentencing guidelines on any matter, or
  - (b) review any sentencing guidelines published by the Council on any matter.
- (2) On making a requirement under subsection (1), the Sheriff Appeal Court must state its reasons for doing so.
- (3) The Council must comply with a requirement made under subsection (1) and, in doing so, must have regard to the Sheriff Appeal Court's reasons for making the requirement.]

#### **Annotations:**

#### **Amendments (Textual)**

- F1** S. 8A inserted (19.10.2015) by Courts Reform (Scotland) Act 2014 (asp 18), s. 138(2), **Sch. 5 para. 17(3)**; S.S.I. 2015/336, art. 2(d)

**Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice and Licensing (Scotland) Act 2010, Section 8A.