
Changes to legislation: There are currently no known outstanding effects for the Domestic Abuse (Scotland) Act 2018, CHAPTER 1. (See end of Document for details)

SCHEDULE MODIFICATION OF ENACTMENTS

PART 1

RULES OF CRIMINAL PROCEDURE

CHAPTER 1

RESTRICTION ON BAIL IN SOLEMN CASES

- 1 (1) The 1995 Act is amended as follows.
- (2) In section 23D—
- (a) in subsection (2)—
- (i) in paragraph (a), for the words “a violent or sexual offence” there is substituted “an offence falling within subsection (3A)”,
- (ii) in paragraph (b), for the words “a violent or sexual offence” there is substituted “an offence falling within subsection (3A)”,
- (b) after subsection (3) there is inserted—
- “(3A) An offence falls within this subsection if it is—
- (a) a violent offence,
- (b) a sexual offence, or
- (c) a domestic abuse offence.”
- (c) in subsection (4), after the first definition there is inserted—
- ““domestic abuse offence” means—
- (a) an offence under section 1(1) of the Domestic Abuse (Scotland) Act 2018, or
- (b) an offence that is aggravated as described in section 1(1)(a) of the Abusive Behaviour and Sexual Harm (Scotland) Act 2016;”
- (d) in subsection (5), for the words “a violent or sexual offence or a drug trafficking offence” there is substituted “a type of offence”.

Commencement Information

11 Sch. para. 1 in force at 1.4.2019 by S.S.I. 2018/387, reg. 2 (with reg. 6)

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