
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2014 No.

**The Mutual Recognition of Criminal Financial Penalties
in the European Union (Scotland) (No. 1) Order 2014**

Amendment of the Criminal Procedure (Scotland) Act 1995

8. In Schedule 12(1)—

(a) in paragraphs 4 and 5, omit the words “to which the financial penalty relates”;

(b) after paragraph 5 insert—

“**5A.** The certificate—

(a) is incomplete (including by reason of not being signed, or its contents not being certified as accurate); or

(b) manifestly does not correspond to the decision.”; and

(c) in paragraph 47(1)—

(i) before paragraph (a) insert—

“(za) “certificate” means the certificate referred to in section 223F(1)(a) (i);”;

(ii) after paragraph (a) insert—

“(aa) “decision” means the decision to which the certificate relates;”.

(1) Schedule 12 was inserted by the Mutual Recognition of Criminal Financial Penalties in the European Union (Scotland) Order 2009 (S.S.I. 2009/342).