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SCHEDULE

PART 2

FORM 20.12C—A Form of community reparation order under section 245K(1) of the Criminal Procedure (Scotland) Act 1995

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Rule 20.12C(1)

COMMUNITY REPARATION ORDER

under section 245K(1) of the Criminal Procedure (Scotland) Act 1995

COURT:

DATE:

OFFENDER:

Address:

Date of birth:

(1) THE COURT, being satisfied that the requirements of paragraphs (a), (b), (c) and (d) of section 245K(2) of the Criminal Procedure (Scotland) Act 1995 have been met;

AND the court having explained to the offender the purpose and effect of this order (including the requirements set out below), and that if the offender fails to comply with this order or any direction given under it without reasonable excuse the offender may be brought before the court which may revoke this order and deal with the offender in any manner in which he or she could have been dealt with for the original offence, and that the court has the power to review this order on the application either of the offender or of the supervising officer of the local authority specified in this order and extend the period of the order beyond the maximum of 12 months, vary the number of hours specified in the order, or revoke the order;

IN RESPECT that the court now specifies (*specify the local authority*) as the specified local authority, REQUIRES the said Council to appoint a supervising officer for the purposes of section 245K(4)(a) of the Criminal Procedure (Scotland) Act 1995 and to notify the offender forthwith of the particulars of the officer;

ORDERS that the offender shall–

- (a) undertake prescribed activities determined by the supervising officer for (*specify number of hours*) during a period of 12 months beginning with the day on which this order is made or until the stated hours have been completed whichever is the shorter;
- (b) comply with any determination made by the supervising officer on the times and localities at which the offender should undertake those activities; and
- (c) comply with any directions given during that period by the supervising officer to undertake those prescribed activities.

(2) IF for any reason the offender fails to comply with a direction given by a supervising officer by virtue of this order within a period of 12 months from the day on which the order was made:–

- (a) this order will remain in force until the offender has complied with the direction; and
- (b) the officer shall bring the circumstances to the attention of the court.

(Signed)

Clerk of Court

Copy: Offender

Chief Social Work Officer

[Clerk of the appropriate court]

FORM 20.12C–B Form of citation under section 245N(2)(b) of the Criminal Procedure (Scotland) Act 1995

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Rule 20.12C(2)

IN THE SHERIFF [or DISTRICT] COURT

AT (place)

CITATION

To: (name and address of offender)

Date: (date)

YOU ARE HEREBY CITED to appear on (date) at (time) in the Sheriff [or District] Court at (address) because it has been reported to the court that you have failed to comply with the community reparation order made in respect of you on (date) or with a direction given under it as alleged in the written information attached [or by (specify the failure alleged)].

IF YOU FAIL TO ATTEND COURT WITHOUT A LAWFUL EXCUSE THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST

(Signed)

Clerk of Court

FORM 20.12C–C Form of citation under section 245P(3) of the Criminal Procedure (Scotland) Act 1995

Rule 20.12C(3)

IN THE SHERIFF [or DISTRICT] COURT

AT (place)

CITATION

To: (name and address of offender)

Date: (date)

YOU ARE HEREBY CITED to appear on (date) at (time) in the Sheriff [or District] Court at (address) because an application has been made by your supervising officer for the extension, variation or revocation of the community reparation order made in respect of you on (date). A copy of that application is attached [or (specify the nature of the application)].

IF YOU FAIL TO ATTEND COURT WITHOUT A LAWFUL EXCUSE THE COURT MAY ISSUE A WARRANT FOR YOUR ARREST

(Signed)

Clerk of Court