

SCHEDULE

Article 3(1)

PROVISIONS COMING INTO FORCE ON 10th DECEMBER 2007

<i>Column 1</i> <i>(provision of the Act)</i>	<i>Column 2</i> <i>(subject matter)</i>
Section 1	Determination of questions of bail
Section 2	Bail and bail conditions
Section 3	Breach of bail conditions
Section 4	Bail review and appeal
Section 5	Attitude of prosecutor after conviction
Section 6	Time for dealing with applications
Section 7(2)(c)	Liberation on undertaking
Section 8	Manner of citation
Section 9	Procedure at first calling
Section 10	Intimation of diets etc.
Section 12(1)	Disclosure of convictions
Section 12(2), but only for the purpose of bringing into force section 166B of the 1995 Act	Disclosure of convictions
Section 13	Complaints triable together
Section 14	Proceedings in absence of accused
Section 15	Failure of accused to appear
Section 18	Intermediate diets
Section 19	Notice of defences
Section 20	Proof of uncontroversial evidence
Section 21	Service of documents through solicitor etc.
Section 24	Reports about supervised persons
Section 25	Summary appeal time limit
Section 26	Pre-trial time limits
Section 27	Obstructive witnesses
Section 30	Duty to seek agreement of evidence
Section 32	Failure of accused to appear
Section 33	Apprehension warrants
Section 34	Participation in identification parades
Section 37	Recovery of documents
Section 38	Intimation of certain applications to the High Court

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Column 1 (provision of the Act)</i>	<i>Column 2 (subject matter)</i>
Section 39	Refixing diets
Section 40	Power of court to excuse procedural irregularities
Section 41(1), but only for the purpose of bringing into force section 303B(6) of the 1995 Act	Electronic proceedings
Section 41(2), but only for the purpose of bringing into force sections 308A(2) to (4) of the 1995 Act	Electronic proceedings
Section 43	Common law offences
Section 44 in so far as not already commenced	Particular Statutory Offences
Section 45	Other Statutory Offences
Section 47	Fine Level
Section 48	Prescribed sum
Section 57	Probation and Community Service Orders
Section 58	Restriction of Liberty Orders
Section 59 but only for the purpose of enabling orders to be made under section 59(2)	Establishing JP Courts
Section 60	Making provisions for JP Courts
Section 62(4) to (7) except insofar as those provisions apply to stipendiary magistrates	Area and territorial jurisdiction of JP courts
Section 64	Abolition of district courts
Section 65	Transfer of staff and property
Section 66	Transitional arrangements for proceedings
Section 67 insofar as not already commenced	Appointment of JPs
Section 68 except subsections (4) and (5)	Conditions of office
Section 70	Reappointment of JPs
Section 71	Removal of JPs
Section 72	Disqualification of solicitors who are JPs
Section 73	Disqualification where sequestration or bankruptcy
Section 76	Signing functions
Section 77(1) and (4)	Records and validity of appointment etc.
Section 80 for the purpose of bringing into force the following paragraphs of the schedule	Modification of enactments

<i>Column 1</i> <i>(provision of the Act)</i>	<i>Column 2</i> <i>(subject matter)</i>
Schedule, paragraph 1	Minor and consequential amendments relating to the Sheriff Courts and Legal Officer (Scotland) Act 1927(1)
Schedule, paragraph 5	Minor and consequential amendments relating to the Legal Aid (Scotland) Act 1986(2)
Schedule, paragraph 12	Minor and consequential amendments relating to sections 65 (prevention of delay in trials) and 71 (first diet) of the 1995 Act
Schedule, paragraph 13	Minor and consequential amendments relating to sections 72F (engagement, dismissal and withdrawal of solicitor representing accused) and 72G (service etc. on accused through a solicitor) of the 1995 Act
Schedule, paragraph 14	Minor and consequential amendments relating to section 79 (preliminary pleas and preliminary diets) of the 1995 Act
Schedule, paragraph 15	Minor and consequential amendments relating to sections 90A(10) (apprehension of witnesses in proceedings on indictment), 90D(2)(b) (review of orders under section 90B(1)(a) or (b)) and 90E(3) (appeals in respect of orders under section 90B(1)) of the 1995 Act
Schedule, paragraph 16(2) to 16(6)	Minor and consequential amendments relating to sections 110 (note of appeal), 112 (admission of appellant to bail), 116 (abandonment of appeal), 118 (disposal of appeals) and 119 (provision where High Court authorises new prosecution) of the 1995 Act
Schedule, paragraph 17	Minor and consequential amendments to section 135 (warrants and apprehension and search) of the 1995 Act
Schedule, paragraph 18(1) and (4)	Minor and consequential amendments to section 177 (procedure where appellant in custody) and section 201 (power of court to adjourn case before sentence) of the 1995 Act
Schedule, paragraph 21	Minor and consequential amendments to section 245J (breach of certain orders: adjourning hearing and remanding in custody etc.) of the 1995 Act
Schedule, paragraph 23	Minor and consequential amendments to section 283 (evidence as to time and place of video surveillance recordings) of the 1995 Act

(1) 1927 c. 35.

(2) 1986 c. 47.

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<i>Column 1</i> <i>(provision of the Act)</i>	<i>Column 2</i> <i>(subject matter)</i>
Schedule, paragraph 24	Minor and consequential amendments to section 292 (mode of trial of certain offences) of the 1995 Act
Schedule, paragraph 25(b)	Minor and consequential amendments to section 307 (interpretation) of the 1995 Act
Schedule, paragraph 27(a)	Minor and consequential amendments to the Bail, Judicial Appointments etc. (Scotland) Act 2000 ⁽³⁾
Schedule, paragraph 27(c) but only insofar as it repeals paragraph 2 of the Schedule to the Bail, Judicial Appointments etc. (Scotland) Act 2000	Minor and consequential amendments to the Bail, Judicial Appointments etc. (Scotland) Act 2000
Schedule, paragraph 28	Minor and consequential amendments to section 6 (accused to give notice of defence of consent) of the Sexual Offences (Procedure and Evidence) (Scotland) Act 2002 ⁽⁴⁾
Schedule, paragraph 29	Minor and consequential amendments to the Public Appointments and Public Bodies Act 2003 ⁽⁵⁾
Schedule, paragraph 33(3) & (4)	Minor and consequential amendments: Enactments generally: references to district court and justices

(3) 2000 asp 9.
(4) 2002 asp 9.
(5) 2003 asp 4.