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SCOTTISH STATUTORY INSTRUMENTS

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**2011 No. 21**

**Act of Adjournal (Criminal Procedure Rules  
Amendment) (Community Payback Orders) 2011**

**Citation, commencement etc.**

1.—(1) This Act of Adjournal may be cited as the Act of Adjournal (Criminal Procedure Rules Amendment) (Community Payback Orders) 2011.

(2) It shall come into force on 31st January 2011.

(3) A certified copy of this Act of Adjournal is to be inserted in the Books of Adjournal.

**Community payback orders**

2.—(1) The Act of Adjournal (Criminal Procedure Rules Amendment No.4) (Miscellaneous) 2010<sup>(1)</sup> is amended in accordance with the following subparagraphs.

(2) In paragraph 2(1)(b), after inserted subparagraph (i) insert—

“(j) rule 20.22(5) (community payback orders: hearing of applications to vary, revoke and discharge community payback orders) shall be in Form 2.6-EJ.”

(3) In paragraph 2(2)—

(a) after “Form 2.6-EH” omit “and”;

(b) after “Form 2.6-EI” insert “and Form 2.6-EJ”.

(4) After paragraph 2(5) insert—

“(5A) In rule 20.17 (use of certified copy documents in certain proceedings)<sup>(2)</sup> in paragraph (1)—

(a) at the end of subparagraph (a) insert “; or”;

(b) for subparagraphs (b) to (e) substitute—

“(f) a community payback order.”

(5) In paragraph 2(6), in inserted rule 20.22—

(a) in paragraph (1), after “227A” insert “or 227M”;

(b) after paragraph (4) insert—

“(5) The citation of an offender to appear before a court under section 227Z(13) (hearing of applications to vary, revoke and discharge community payback orders) shall be in Form 20.22-E.”

(6) In paragraph 2(7)—

(a) omit “and”;

(b) after “Form 20.22-D” insert “and Form 20.22-E”.

(7) In paragraph 2(8), for “13 December 2011” substitute “1st February 2011”.

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(1) [S.S.I. 2010/418](#).

(2) Rule 20.17, last amended by [S.S.I. 2005/160](#).

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*Status: This is the original version (as it was originally made).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

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(8) In Part 1 of the Schedule—

- (a) at the end insert Form 2.6-EJ and Form 20.22-E set out in Part 1 of the Schedule to this Act of Adjournal;
- (b) for Form 20.22-A substitute Form 20.22-A set out in Part 2 of the Schedule to this Act of Adjournal.

Edinburgh  
18th January 2011

*A. C. HAMILTON*  
Lord Justice General  
I.P.D.