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SCOTTISH STATUTORY INSTRUMENTS

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**2021 No. 116**

**HIGH COURT OF JUSTICIARY  
SHERIFF APPEAL COURT  
SHERIFF COURT  
JUSTICE OF THE PEACE COURT**

**Act of Adjournal (Criminal Procedure Rules 1996 Amendment)  
(Electronic Authentication of Copy Documents) 2021**

<i>Made</i>	- - - -	<i>4th March 2021</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>5th March 2021</i>
<i>Coming into force</i>	- -	<i>22nd March 2021</i>

The High Court of Justiciary makes this Act of Adjournal under the powers conferred on it by section 305 of the Criminal Procedure (Scotland) Act 1995<sup>(1)</sup> and all other powers enabling it to do so.

**Citation and commencement, etc.**

1.—(1) This Act of Adjournal may be cited as the Act of Adjournal (Criminal Procedure Rules 1996 Amendment) (Electronic Authentication of Copy Documents) 2021.

(2) It comes into force on 22nd March 2021.

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

**Amendment of the Criminal Procedure Rules 1996**

2.—(1) The Criminal Procedure Rules 1996<sup>(2)</sup> are amended in accordance with this paragraph.

(2) In Chapter 26 (documentary evidence), at the end of rule 26.1 (authentication of copies of documents) insert—

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(1) 1995 c.46. Section 305 was amended by section 111(1) of the Criminal Justice (Scotland) Act 2016 (asp 1) and by S.S.I. 2015/338, and was extended by section 386(3)(a) of the Proceeds of Crime Act 2002 (c.29), section 36A(4) of the Serious Crime Act 2007 (c.27) and section 32(5) of the Psychoactive Substances Act 2016 (c.2).

(2) The Criminal Procedure Rules 1996 are in schedule 2 of the Act of Adjournal (Criminal Procedure Rules) 1996 (S.I. 1996/513), last amended by S.I. 2020/942.

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“(4) In this Chapter a reference to a certificate or docquet being endorsed on, or attached to, a copy of a document includes endorsement or attachment by electronic means.”.

Edinburgh  
4th March 2021

*CJM SUTHERLAND*  
Lord Justice General  
I.P.D.

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## **EXPLANATORY NOTE**

*(This note is not part of the Act of Adjournal)*

This Act of Adjournal amends Chapter 26 (documentary evidence) of the Criminal Procedure Rules 1996.

Paragraph 2(2) inserts a new paragraph (4) into rule 26.1 providing that references in Chapter 26 to a certificate or docquet being endorsed on, or attached to, a copy of a document includes endorsement or attachment by electronic means.