

**Changes to legislation:** There are currently no known outstanding effects for the Criminal Justice (Scotland) Act 1963, Cross Heading: England and Wales and Northern Ireland. (See end of Document for details)

## SCHEDULES

### SCHEDULE 1

#### SUPERVISION OF CERTAIN DISCHARGED PRISONERS

#### PART II

#### APPLICATION TO ENGLAND AND WALES, NORTHERN IRELAND, CHANNEL ISLANDS AND THE ISLE OF MAN

##### *England and Wales and Northern Ireland*

- 11 In relation to proceedings in England and Wales or in Northern Ireland, [F1sections 214(1) to (6) and 423(1) to (6) of the M1Criminal Procedure (Scotland) Act 1975] shall not apply, but paragraphs 5 to 10 of Schedule 3 to the M2Criminal Justice Act 1961 shall apply as they apply in relation to proceedings in England and Wales and Northern Ireland respectively in respect of a person under supervision under that Schedule, subject to the modification that in paragraph 5 of the said Schedule 3 for sub-paragraphs (a) and (b) there shall be [F1substituted paragraphs (a) and (b) of section 214(2) or 423(2) of the said Act of 1975].

#### Textual Amendments

- F1 Words substituted by [Criminal Procedure \(Scotland\) Act 1975 \(c. 21\)](#), [Sch. 9 para. 36](#)

#### Marginal Citations

- M1 [1975 c. 21](#).  
M2 [1961 c. 39](#).

- 12 Where an order is made by any court in England and Wales or Northern Ireland under the enactments applied by the last foregoing paragraph sending back to prison a person under supervision, the court shall commit him to a prison in England and Wales or in Northern Ireland, as the case may be; but the responsible Minister within the meaning of section 26 of the Criminal Justice Act 1961 may, without application in that behalf, make at any time an order under that section transferring him to a prison in Scotland.
- 13 In relation to a person detained by virtue of such an order as aforesaid in a prison in Northern Ireland, [F2section 214(7) or 423(7) of the M3Criminal Procedure (Scotland) Act 1975 F3. . . ] shall have effect as if for references to the Secretary of State there were substituted references to the [F4Department] of Home Affairs for Northern Ireland.

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**Textual Amendments**

- F2** Words substituted by [Criminal Procedure \(Scotland\) Act 1975 \(c. 21\)](#), **Sch. 9 para. 37**
- F3** Words in [Sch. 1 para. 13](#) repealed (1.10.1993) by 1993 c. 9, s. 47(3), **Sch. 7 Pt. I**; S.I. 1993/2050, **art. 3(4)** (with savings in [art. 4](#))
- F4** Words substituted by virtue of [Northern Ireland Constitution Act 1973 \(c. 36\)](#), **Sch. 5 para. 8(1)**
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**Marginal Citations**

- M3** [1975 c. 21](#).

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