

**Changes to legislation:** Criminal Procedure (Scotland) Act 1975, SCHEDULE 1 is up to date with all changes known to be in force on or before 11 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

# SCHEDULES

## SCHEDULE 1

### OFFENCES AGAINST CHILDREN UNDER THE AGE OF 17 YEARS TO WHICH SPECIAL PROVISIONS APPLY

- (a) Any offence under the [<sup>F1M1</sup>Sexual Offences (Scotland) Act 1976]
- [<sup>F2</sup>(aa) any offence under section 80(7) of the <sup>M2</sup>Criminal Justice (Scotland) Act 1980 (commission of a homosexual act in certain circumstances).]
- <sup>F3</sup>(b) .....
- (c) Any offence under section 12, <sup>F4</sup>... 15, 22 or 33 of the <sup>M3</sup>Children and Young Persons (Scotland) Act 1937.
- (d) Any other offence involving bodily injury to a child under the age of 17 years.
- [<sup>F5</sup>(e) any offence involving the use of lewd, indecent or libidinous practice or behaviour towards a child under the age of 17 years.]

#### Textual Amendments

- F1** Words substituted by [Sexual Offences \(Scotland\) Act 1976 \(c. 67, SIF 39:5\)](#), **Sch. 1**
- F2** [Sch. 1 para. \(aa\)](#) inserted (29.7.1988) by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), ss. 170(1), 171(5), **Sch. 15 para. 50** (with [Sch. 8 para. 16](#))
- F3** [Sch. 1 para. \(b\)](#) repealed by [Incest and Related Offences Act 1986 \(c. 36, SIF 39:5\)](#), s. 3(2), **Sch. 2**
- F4** Words repealed by [Sexual Offences \(Scotland\) Act 1976 \(c. 67, SIF:39:5\)](#), **Sch. 2**
- F5** [Sch. 1 para. \(e\)](#) inserted (29.7.1988) by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), ss. 170(1), 171(5), **Sch. 15 para. 51** (with [Sch. 8 para. 16](#))

#### Marginal Citations

- M1** [1976 c. 67\(39:5\)](#).
- M2** [1980 c. 62\(39:1\)](#).
- M3** [1937 c. 37\(20\)](#).

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- F2** [Sch. 1 para. \(aa\)](#) inserted (29.7.1988) by [Criminal Justice Act 1988 \(c. 33, SIF 39:1\)](#), ss. 170(1), 171(5), **Sch. 15 para. 50** (with [Sch. 8 para. 16](#))
- F3** [Sch. 1 para. \(b\)](#) repealed by [Incest and Related Offences Act 1986 \(c. 36, SIF 39:5\)](#), s. 3(2), **Sch. 2**
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**M3** [1937 c. 37\(20\)](#).

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act certain function transferred. by [1994 c. 39 s. 127\(1\)128](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 168(c)(ii) amended (prosp.) by [1995 c. 36 s. 105\(4\)Sch. 4 para. 24\(6\)\(b\)](#)
- s. 364(c)(ii) amended (prosp.) by [1995 c. 36 s. 105\(4\)Sch. 4 para. 24\(14\)\(b\)](#)
- s. 413(3) (defn.of "the appropriate local authority") para. (a)(b) amended by [1994 c. 39 Sch. 13 para. 97\(5\)](#)
- s. 413(3) (defns. of "care" and "the 1968 Act") repealed (prosp.) by [1995 c. 36 s. 105\(4\)\(5\)Sch. 4 para. 24\(17\)\(b\)\(i\)Sch. 5](#)
- s. 462 (defns. of "child" "children's hearing" "place of safety" "residential establishment" and "supervision requirement") amended (prosp.) by [1995 c. 36 s. 105\(4\)Sch. 4 para. 24\(18\)](#)
- s. 462 (defns. of "crime" and "prosecutor") applied (prosp.) by [1995 c. 36 s. 53\(7\)](#)