

Changes to legislation: Criminal Procedure (Scotland) Act 1975, SCHEDULE 7C is up to date with all changes known to be in force on or before 08 July 2023. 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

[^{F1}SCHEDULE 7C] Section 289C.

INCREASE OF FINES FOR CERTAIN SUMMARY OFFENCES

Textual Amendments	
F1	Sch. 7C inserted by Criminal Law Act 1977 (c. 45, SIF 39:1), Sch. 11 para. 13
Modifications etc. (not altering text)	
C1	Schedule 7C saved retrospectively by Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 56

1Enactment creating offence	2Penalty enactment	
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F2		
Protection of Animals (Scotland) Act 1912 (c. 14)		
Offences under section 1(1) (inflicting of unnecessary suffering on, and cruelty to, animals).	Section 1(1) (as amended by section 3 of the Protection of Animals (Amendment) Act 1954.)	£50. [^{F3} level 4 on the standard scale].
Protection of Animals Act 1934 (c. 21)		
Offences under section 1(1) (prohibition of certain public contests, performances and exhibitions with horses or bulls).	Section 2.	£100. [^{F3} level 4 on the standard scale].
Public Order Act 1936 (1 Edw. 8. & 1 Geo. 6.) (c. 6)		
Offences under the following provisions—		
section 1(1) (wearing uniform signifying association with political organisation);		
section 3(4) (knowingly failing to comply with conditions as regards processions);		
section 4(1) (possession of offensive weapon at public meeting).	Section 7(2).	£50. [^{F3} level 4 on the standard scale].
Children and Young Persons (Scotland) Act 1937 (c. 37)		

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Offences under section 46(2) (publication of matters identifying juveniles in court proceedings).	Section 46(2).	£50.	[^{F3} level 4 on the standard scale].
Cinematograph Films (Animals) Act 1937 (c. 59)			
Offences under section 1(1) (prohibition of films in production of which suffering has been caused to animals).	Section 1(3).	£100.	[^{F3} level 3 on the standard scale].
Architects Registration Act 1938 (c. 54)			
Offences under section 1 (unregistered persons using title of architect).	Section 3.	£50.	[^{F3} level 4 on the standard scale].
Nursing Homes Registration (Scotland) Act 1938 (c. 73)			
Any offence under the Act for which no express penalty is provided, except an offence under section 1(4).	Section 8 (as amended by Schedule 3 to the Criminal Justice Act 1967).	£20.	[^{F3} level 4 on the standard scale].
[^{F4} Water (Scotland) Act 1946 (c. 42)]			
Offences under section 59(3) (contravention of prohibition or restriction on use of hosepipes).	Section 59(3).	£5.	£200.
Any offence consisting in a contravention of section 30(1) of Schedule 4 (wasting water by non-repair of pipes etc.).	Section 30(1) of Schedule 4.	£5.	£200.
Any offence consisting in a contravention of section 33 of Schedule 4 (causing	Section 33 of Schedule 4.	£5.	£200.

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the supply of water to
 be interfered with).

Fire Services Act 1947 (c. 41)

Offences under section 31(1) (giving false fire alarm).	Section 31(1) (as amended by Schedule 3 to the Criminal Justice Act 1967).	£50.	[^{F3} level 4 on the standard scale].
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National Assistance Act 1948 (c. 29)

Offences under section 55(2) (obstruction).	Section 55(2) (as amended by Schedule 3 to the Criminal Justice Act 1967).	£10 for a first offence and £20 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Agriculture (Scotland) Act 1948 (c. 45)

Offences under section 50(1) (prohibition of night shooting and use of spring traps).	Section 50(2).	£20 for a first offence and £50 for a second or subsequent offence.	[^{F3} level 3 on the standard scale].
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Offences under section 50A(1) (open trapping of hares and rabbits).	Section 50A(2).	£20 for a first offence and £50 for a second or subsequent offence.	[^{F3} level 3 on the standard scale].
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 F5

Docking and Nicking of Horses Act 1949 (c. 70)

Offences under section 1(1) (prohibition of docking or nicking horses).	Section 1(3).	£25.	[^{F3} level 3 on the standard scale].
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Offences under section 2(3) (offences in connection with importation of docked horses).	Section 2(3).	£25.	[^{F3} level 3 on the standard scale].
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Offences under section 2(4) (making a false statement).	Section 2(4).	£25.	[^{F3} level 3 on the standard scale].
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 F6

Cockfighting Act 1952 (c. 59)

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Offences under section 1(1) (possession of appliances for use in fighting of domestic fowl).	Section 1(1).	£25.	[^{F3} level 3 on the standard scale].
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Dogs (Protection of Livestock) Act 1953 (c. 28)

Offences under section 1(1) (owning or keeping a dog which worries livestock).	Section 1(6) (as amended by Schedule 3 to the Criminal Justice Act 1967).	£20 for a first offence and £50 for a second or subsequent offence in respect of the same dog.	[^{F3} level 3 on the standard scale].
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F7

Pests Act 1954 (c. 68)

Offences under section 12 (spreading of myxomatosis).	Section 12.	£20 for a first offence and £50 for a second or subsequent offence.	[^{F3} level 3 on the standard scale].
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Animals (Cruel Poisons) Act 1962 (c. 26)

Offences under section 1 (offences in connection with use of prohibited poison for destroying animals).	Section 1.	£50.	[^{F3} level 3 on the standard scale].
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F9

Police (Scotland) Act 1967 (c. 77)

Offences under section 41(1) (assaults on constables etc.), where the offender has not, within the period of two years immediately preceding the offence, been convicted of an offence against the section.	Section 41(1).	£50.	[^{F3} level 4 on the standard scale].
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Sea Fisheries (Shellfish) Act 1967 (c. 83)

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Offences under section 7(4) (using prohibited fishing implements etc. in an area of fishery or oyster bed to which section applies).	Section 7(4).	£2 for a first offence, £5 for a second offence and £10 for a third or subsequent offence.	[^{F3} level 3 on the standard scale].
Abortion Act 1967 (c. 87)			
Offences under section 2(3) (contravening or failing to comply with regulations as to notification).	Section 2(3).	£100.	[^{F3} level 5 on the standard scale].
Agriculture (Miscellaneous Provisions) Act 1968 (c. 34)			
Offences under the following provisions—			
section 1(1) (prevention of unnecessary pain and distress to livestock);			
section 2(2) (breach of regulations with respect to welfare of livestock).	Section 7(1).	£100 for a first offence and £200 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
Social Work (Scotland) Act 1968 (c. 49)			
Offences under section 6(5) (obstructing officer in exercise of power under section 6).	Section 6(5).	£10 for a first offence and £50 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
Offences under section 60(3) (failure to comply with regulation etc. in respect of the control of residential and other establishments).	Section 60(3).	£50.	[^{F3} level 4 on the standard scale].
Offences under section 61(3) (carrying on establishment without registration).	Section 61(3).	£50 for a first offence and £100 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
Offences under section 62(6) (failure to comply with a condition of the registration of an establishment).	Section 62(6).	£50 for a first offence and £100 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].

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Offences under section 65(4) (obstructing officer in exercise of power under section 65).	Section 65(4).	£10 for a first offence and £50 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
Gaming Act 1968 (c. 65)			
Offences under section 8(5) (gaming in a street or public place).	Section 8(5).	£50.	[^{F3} level 4 on the standard scale].
Employers' Liability (Compulsory Insurance) Act 1969 (c. 57)			
Offences under section 4(3) (offences in relation to certificates of insurance).	Section 4(3).	£50.	[^{F3} level 3 on the standard scale].
Offences under section 5 (employer failing to insure employee).	Section 5.	£200.	[^{F3} level 4 on the standard scale].
Conservation of Seals Act 1970 (c. 30)			
Any offence under the Act, except an offence under section 11(7).	Section 5(2).	£50 for a first offence and £100 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
Misuse of Drugs Act 1971 (c. 38)			
Offences under section 17(3) (failure to comply with notice requiring information relating to prescribing supplying etc. of drugs).	Schedule 4.	£100.	[^{F3} level 3 on the standard scale].
Road Traffic Act 1972 (c. 20)			
Offences under section 3 (careless, and inconsiderate, driving).	Part I of Schedule 4 (as amended by Part III of Schedule 5 to the Road Traffic Act 1974).	£200.	[^{F3} level 4 on the standard scale].
Poisons Act 1972 (c. 66)			
Any offence under section 8(1) (contravention of provisions of sections 1 to 7, other than	Section 8(1).	£50.	[^{F3} level 4 on the standard scale].

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section 6(4), or of the
 Poisons Rules).

Offences under section 6(4) (using title etc. falsely to suggest entitlement to sell poison).	Section 6(4).	£20.	[^{F3} level 2 on the standard scale].
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Offences under section 9(8) (obstructing an inspector etc.).	Section 9(8).	£5.	[^{F3} level 2 on the standard scale].
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Health and Safety at Work Etc. Act 1974 (c. 37)

Offences under the following provisions—

section 33(1)(d) (contravening requirement imposed by or under section 14 or obstructing
 any person in exercise of his powers under section 14);

section 33(1)(e) (contravening requirement imposed by inspector) where the requirement
 contravened was imposed under section 20;

section 33(1)(f) (preventing etc. any other person from appearing before inspector);

section 33(1)(h) (intentionally obstructing an inspector);

section 33(1)(n) (falsely pretending to be an inspector).	Section 33(2).	£400.	[^{F3} level 5 on the standard scale].
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Control of Pollution Act 1974 (c. 40)

Offences under section 78(1) (burning insulation from a cable).	Section 78(2) (as substituted by the Clean Air Enactments (Repeals and Modifications) Regulations 1974).	£400.	[^{F3} level 5 on the standard scale].
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[^{F10}Criminal Procedure (Scotland) Act 1975 (c. 21)]

Offences under section 169(2) (publishing any matter in contravention of a direction by the court under section 169(1).	Section 169(2).	£50.	£500.
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Offences under section 365(2) (publishing any matter in contravention of a direction by the court under section 365(1).	Section 365(2).	£50.	£500.
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Offences under section 374(4) (publishing any matter in contravention of section 374).	Section 374(4).	£50.	£500.
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F7

Salmon and Freshwater Fisheries Act 1975 (c. 51)

Offences against any provision of the Act not specified in the Table in Part I of Schedule 4.

Paragraph 1(2) of Schedule 4.	£50 for a first offence and £100 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Offences under section 1 (fishing with certain instruments for salmon, trout or freshwater fish and possessing certain instruments for fishing for such fish) if not acting with another.

The Table in Part I of Schedule 4.	£50 for a first offence and £100 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Offences under section 19(2) (fishing for salmon during the annual close season or weekly close time).

The said Table.	£100 for a first offence and £200 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Offences under section 19(4) (fishing for trout during the annual close season or weekly close time).

The said Table.	£100 for a first offence and £200 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Offences under section 19(6) (fishing for freshwater fish during the annual close season for freshwater fish and fishing for eels by means of a rod and line during that season).

The said Table.	£100 for a first offence and £200 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Offences under section 19(7) (fishing for rainbow trout during the annual close season for rainbow trout and fishing for eels by means of a rod and line during that season).

The said Table.	£100 for a first offence and £200 for a second or subsequent offence.	[^{F3} level 4 on the standard scale].
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Offences under section 21 (prohibition on use of certain devices at certain times).

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The said Table. £100 for a first offence and £200 for a second or subsequent offence. [^{F3}level 4 on the standard scale].

Offences under section 27 (fishing for fish otherwise than under the authority of a licence and possessing an unlicensed instrument with intent to use it for fishing) if not acting with another.

The said Table. £50 for a first offence and £100 for a second or subsequent offence. [^{F3}level 4 on the standard scale].

Prevention of Terrorism (Temporary Provisions) Act 1976 (c. 8)

Offences under section 2(1) (display of support in public for a proscribed organisation). Section 2(1). £400. [^{F3}level 5 on the standard scale].

Offences under paragraph 1(9) of Schedule 3 (contravention of order under section 13).

Paragraph 1(9) of Schedule 3. £200The said [^{F3}level 4 on the standard scale].

Textual Amendments

- F2** Entry repealed by virtue of [Criminal Law Act 1977 \(c. 45, SIF 39:1\)](#) and [Merchant Shipping Act 1979 \(c. 39, SIF 111\)](#), **Sch. 7 Pt. II**
- F3** Words substituted by virtue of [Criminal Procedure \(Scotland\) 1975 \(c. 21, SIF 39:1\)](#), **s. 289G**
- F4** Provisions no longer applicable (by reason of the repeal of [Water \(Scotland\) Act 1946 \(c. 42\)](#) by [Water \(Scotland\) Act 1980 \(c. 45, SIF 130\)](#), **Sch. 11**
- F5** Entry repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), **Sch. 7 Pt. IV**
- F6** Entries repealed by virtue of [Criminal Law Act 1977 \(c. 45, SIF 39:1\)](#), **Sch. 11 para. 13** and [Nurses, Midwives and Health Visitors Act 1979 \(c. 36, SIF 83\)](#), **Sch. 8**
- F7** Entry repealed by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), s. 73, **Sch. 17 Pt. II**
- F8** Entry repealed by virtue of [Criminal Law Act 1977 \(c. 45, SIF 39:1\)](#), **Sch. 11 para. 13** and [Education \(Scotland\) Act 1980 \(c. 44, SIF 41:2\)](#), **Sch. 5**
- F9** Entries relating to [Housing \(Scotland\) Act 1966 \(c. 49\)](#) repealed by [Housing \(Scotland\) Act 1987 \(c. 26, SIF 61\)](#), s. 339, **Sch. 24**
- F10** Provisions no longer applicable (by reason of repeal or substitution of enactment specified in column 2)

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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\(7\)](#)