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SCHEDULES

SCHEDULE 2

Section 45(1).

AMENDMENT OF ENACTMENTS

Children and Young Persons (Scotland) Act 1937

- In section 57(3) of the Children and Young Persons (Scotland) Act 1937, for the word "206" there shall be substituted the words "205 or 206", and after the word "1975" there shall be inserted the words "or section 25 of the Prisons (Scotland) Act 1989".
- In section 87(1) and (3) of that Act, after the words "Act 1975" there shall be inserted the words "and of the Prisons (Scotland) Act 1989".

Army Act 1955

In section 71AA(6B) of the Army Act 1955 and in paragraph 10(6B) of Schedule 5A to that Act, for the words "Section 12 of the Criminal Justice (Scotland) Act 1963" there shall be substituted the words "Section 32 of the Prisons (Scotland) Act 1989".

Air Force Act 1955

In section 71AA(6B) of the Air Force Act 1955 and in paragraph 10(6B) of Schedule 5A to that Act, for the words "Section 12 of the Criminal Justice (Scotland) Act 1963" there shall be substituted the words "Section 32 of the Prisons (Scotland) Act 1989".

Naval Discipline Act 1957

- In section 43AA(6B) of the Naval Discipline Act 1957 and in paragraph 10(6B) of Schedule 4A to that Act, for the words "Section 12 of the Criminal Justice (Scotland) Act 1963" there shall be substituted the words "Section 32 of the Prisons (Scotland) Act 1989".
- In section 88 of that Act, in subsection (3)(c), for the words from "thirty-five" to "1952" there shall be substituted the words "39 of the Prisons (Scotland) Act 1989", and, in subsection (4), for the words "37 of the Prisons (Scotland) Act 1952" there shall be substituted the words "40 of the Prisons (Scotland) Act 1989".

Criminal Justice Act 1961

In section 30(1)(b) of the Criminal Justice Act 1961, for the words "37 of the Prisons (Scotland) Act 1952" there shall be substituted the words "40 of the Prisons (Scotland) Act 1989".

Criminal Justice (Scotland) Act 1963

8 In Schedule 1 to the Criminal Justice (Scotland) Act 1963, in paragraph 13, for the words "paragraph 2 of this Schedule" there shall be substituted the words "section 30(3) of the Prisons (Scotland) Act 1989".

Criminal Justice Act 1967

In section 69(2) of the Criminal Justice Act 1967, for the words "37 of the Prisons (Scotland) Act 1952" there shall be substituted the words "40 of the Prisons (Scotland) Act 1989".

Courts-Martial (Appeals) Act 1968

- In section 52 of the Courts-Martial (Appeals) Act 1968, for paragraph (e) there shall be substituted the following paragraph—
 - "(e) section 39 of the Prisons (Scotland) Act 1989; or".

Criminal Procedure (Scotland) Act 1975

- In section 205A(1) of the Criminal Procedure (Scotland) Act 1975, for the words "61 of the Criminal Justice Act 1967" there shall be substituted the words "26 of the Prisons (Scotland) Act 1989".
- For section 206(1) of that Act, there shall be substituted the following section—

"206 Detention of children convicted on indictment

Subject to section 205 of this Act, where a child is convicted and the court is of the opinion that no other method of dealing with him is appropriate, it may sentence him to be detained for a period which it shall specify in the sentence; and the child shall during that period be liable to be detained in such place and on such conditions as the Secretary of State may direct."

- In sections 207(11) and 415(11) of that Act, for the words from the beginning to "shall apply" there shall be substituted the words "Section 18 (functions of Parole Board), section 24 (remission for good conduct) and sections 22, 26, 28 and 29 (release on licence) of the Prisons (Scotland) Act 1989 shall apply".
- In sections 212 and 421 of that Act, in subsection (1), after the word "1967" there shall be inserted the words "or section 22(1) or section 26 of the Prisons (Scotland) Act 1989", and, in subsection (2), for the words "12 of the Criminal Justice (Scotland) Act 1963" there shall be substituted the words "32 of the said Act of 1989".
- In sections 214 and 423 of that Act—
 - (a) in subsection (1), for the words from "Schedule" to "1963" there shall be substituted the words "section 30 of the Prisons (Scotland) Act 1989";
 - (b) in subsection (2)(b), for the words from "paragraph" to "1963" there shall be substituted the words "section 30(4) of the said Act of 1989";
 - (c) in subsection (6), for the words from "Schedule" to "1963" there shall be substituted the words "section 30 of the said Act of 1989";
 - (d) in subsection (7), for the words "the said Schedule" (where those words first occur) there shall be substituted the words "section 30 of the said Act

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- of 1989", and, in paragraph (a) thereof, for the words "paragraph 1 of the said Schedule" there shall be substituted the words "subsection (4) of the said section 30"; and
- (e) in subsection (8), for the words "paragraph 3 of the said Schedule" there shall be substituted the words "subsection (5) of section 30 of the said Act of 1989", and for the words from "section 14" to "1963" there shall be substituted the words "the said section 30".
- In section 462(1) of that Act, for the words "Prisons (Scotland) Act 1952", wherever these words occur, there shall be substituted the words "Prisons (Scotland) Act 1989".

Law Reform (Miscellaneous Provisions) (Scotland) Act 1980

In Schedule 1 to the Law Reform (Miscellaneous Provisions) (Scotland) Act 1980, in paragraph (v) of Group B of Part I, for the words "59(6) of the Criminal Justice Act 1967" there shall be substituted the words "18(5) of the Prisons (Scotland) Act 1989".

Contempt of Court Act 1981

In section 15(6) of the Contempt of Court Act 1981, for the words "60 of the Criminal Justice Act 1967" there shall be substituted the words "22 of the Prisons (Scotland) Act 1989".

Mental Health (Scotland) Act 1984

In section 74(8) of the Mental Health (Scotland) Act 1984, for the words "37 of the Prisons (Scotland) Act 1952" there shall be substituted the words "40 of the Prisons (Scotland) Act 1989".